

HIGH COURT OF MADHYA PRADESH

M.C.C. No.923/2018

**(MKS Minerals and Marbles Vs. Power Grid Jabalpur
Transmission Ltd. and another)**

Jabalpur, dated 28.03.2018

Shri M.L. Jaiswal, learned Senior Counsel with Shri K.K. Gautam, counsel for the applicant.

Shri Vishal Dhagat, learned Government Advocate for the respondent-State.

This is an application for modification of the order dated 21.03.2018 passed in W.P. No.6139/2018 wherein this Court has directed the parties to appear before the District Magistrate, Sidhi on 24.03.2018 to advance arguments. It was further directed that till then the status quo shall be maintained by the parties.

Counsel for the applicant submits that on 24.03.2018 when they appeared before the District Magistrate, Sidhi, they have been informed that no such date is fixed for arguments. However, they were asked to appear on 26.03.2018, but on that date also no arguments could be advanced and thereafter, no date has been fixed in the matter.

Counsel for the applicant further submitted that he has tried to serve an advance copy of this application to Shri Ashok Sinha, who had appeared as counsel for respondent no.1 in W.P. No.6139/2018, but he refused to accept the same. Hence, notice of this application by registered AD has also been sent to him.

Since the matter has not been heard by the District Magistrate, Sidhi, in the circumstances, the aforesaid order dated 21.03.2018 is modified and now the parties are directed to give their appearance before the District Magistrate, Sidhi on 3rd April,

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2018 who shall decide the same in accordance with law. Either on 3rd April, 2018 or such other date as may be convenient to him. Till final order is passed by the District Magistrate, the order of status quo as already passed by this Court on 21.03.2018 shall continue.

Counsel for the applicant is also directed to furnish a copy of this order to the respondents.

With the aforesaid, this M.C.C. stands disposed of.

(SUBODH ABHYANKAR)
JUDGE

RJ

Digitally signed by RAJESH KUMAR
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