

## IN THE HIGH COURT OF JUDICATURE AT MUMBAI

## CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.715 OF 2015

IN

SECOND APPEAL (ST.) NO.34717 OF 2013

(Motiram Mahadu Patil Vs. Maruti Dharma Patil and ors.)

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| <b>Office Notes, Office Memoranda of Coram, appearances, Court's orders, or directions, and Registrar's Orders</b> | <b>Court's or Judge's orders</b> |
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Mr. Arjun Kode for Applicant.

**CORAM : R. G. KETKAR, J.****DATE : 24<sup>TH</sup> APRIL, 2015****P.C.:**

Heard Mr. Kode, learned Counsel for applicant.

2. Mr. Kode submitted that by order dated 30.07.2014, learned I/c.Registrar (Jud.II) gave four weeks time to remove office objections, failing which, registration of Second Appeal (St.) was to stand refused for non-prosecution. He further states that notices in the main appeal were not issued to the respondents. He assures that after restoration of the Second Appeal, within 8 weeks from today, he will remove all the office objections.

3. In view of the assurance and for the reasons stated in the application, I am satisfied that applicant has made out sufficient cause for condoning the delay. Hence, Civil Application is allowed in terms of prayer clauses (a) and (b)

with no order as to costs. Second Appeal (St.) No.34717 of 2013 is restored to the file of this Court. Applicant shall remove office objections within 8 weeks from today.

**(R. G. KETKAR, J.)**

*Minal Parab*