

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

**CIVIL APPLICATION NO.4086 OF 2015
IN
FIRST APPEAL NO.923 OF 2007**

Shri Shivaji Bapu Dhapate & Anr. ... Applicants

IN THE MATTER BETWEEN

Shri Pandurang Hari Navaghane ... Appellant

Vs.

Shri Shivaji Bapu Dhapate & Ors. ... Respondents

Mr.V.P. Sanglikar for the Applicants
Mr.Wasim S. i/b Umesh Mankapure for the org. Appellant

CORAM: MRS.MRIDULA BHATKAR, J.

DATE: 18th DECEMBER, 2015

P.C.:

1. Leave to amend to mention the number of days of delay.
Amendment to be carried out forthwith.
2. This is an application for restoration of the Civil Application No.1633 of 2014 which was dismissed by a conditional order dated 20.2.2015. the learned Counsel for the applicant submits that there is a delay of 279 days. The appeal was dismissed for non-payment of bhatta charges within the stipulated period, before issuance of notices.
3. The learned Counsel for the respondents is present.

4. In view of the submissions of the learned Counsel for the parties and for the reasons stated in the application, the order dated 20.2.2015 is recalled. The appeal is restored to its original file. The appellant is directed to remove office objections within three weeks from today, failing which the appeal to stand dismissed without reference to Court.

5. Civil Application stands disposed of.

(MRIDULA BHATKAR, J.)