

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
APPELLATE SIDE
NAGPUR BENCH, NAGPUR

CIVIL APPLICATION (CAO) NO. 291 OF 2014

The Khan Coop. Society ltd. Nagpur Vs. Abdul Salim vald Sattar Miya & Ors.

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 Office Notes, Office Memoranda of Coram,
 appearances, Court orders or directions
 and Registrar's orders

Court's or Judge's Order

Shri H. R. Gadhia Adv for applicant.
 Mrs. P. Chaudhari Adv for respondents 1 & 2.
 Shri S. O. Ahmed Adv for respondent no.6.

CORAM: A.S.CHANDURKAR J.

DATED: 28th AUGUST, 2015.

Prayer is to restore the first appeal after condoning the delay.

There is delay of about 155 days in seeking restoration of the appeal. The
 prayer is opposed on behalf of respondent nos. 2 as well as 6 by filing reply.

Considering the reasons mentioned in the application delay in
 filing restoration application is condoned subject to costs of Rs. 1000/- each to
 be paid to respondent nos. 2 and 6. Amount of costs would be paid to the
 concerned respondent within three weeks from today. If such costs are not
 paid the application shall stand dismissed. Civil application disposed of.

Misc. C. A. St. 219 of 2014: For reasons mentioned in the application the
 same is allowed. The order dated 05.07.2013 is recalled and first appeal is
 restore to file. Misc. civil application disposed of.

First Appeal no. 473 of 2007: In view of enhancement of pecuniary

jurisdiction of the District Court as per Maharashtra Act XXII of 2015 this appeal shall stand transferred to the District Court for hearing. Necessary steps be taken accordingly. Record and proceedings shall also be remitted to the District Court.

JUDGE

svk