

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,**  
**NAGPUR BENCH, NAGPUR**

**CAO NO.807 OF 2015**  
**AND**  
**MCA NO.1018 OF 2015**  
**IN**  
**FIRST APPEAL NO.34 OF 2009**  
**THE EXECUTIVE ENGINEER, UPPAR PAINGANGA PROJECT, YAVATMAL**  
**V/S**  
**BAPURAO RAMA KALE AND OTHERS**

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

Court's or Judge's Order

Shri S.R. Chaudhari, counsel for the appellant.

**CORAM : A.S. CHANDURKAR, J.**  
**DATED : MAY 8, 2015**

Heard.

For the reasons mentioned in the application, the  
delay in filing the restoration application is condoned.

The civil application is allowed and disposed of.

**MCA No.1018 of 2015**

Considering the reasons mentioned in the  
application, dismissal of the appeal against the respondent No.1 is  
set aside.

Amendment be carried out within a period of one  
week from today.

The misc. civil application is allowed and disposed  
of accordingly.

**First Appeal No.34 of 2009**

Issue fresh notice to the respondent No.1,  
returnable on 14.8.2015.

**JUDGE**

!! BRW !!