

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

C.A.O. NO.66/2015 & M.C.A. NO.26/2015

IN
FIRST APPEAL NO.1415/2009

Shri Surinder Singh s/o Beant Singh and another

..Versus..

Lalchand s/o late Shri Gangadas Moryani through L.Rs. and others

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

Court's or Judge's orders

CORAM : Z.A. HAQ, J.

DATE : 28.1.2015

Heard Shri S.L. Kotwal, advocate for the appellants and Shri H.S. Chitaley, advocate h/f Shri A.A. Naik, advocate for the respondents 1(a) to 1(d), 2 and 3.

The appeal is dismissed against the respondent no.4 as she could not be served with the notice of this appeal. The appellants have filed application praying for restoration of the appeal against the respondent no.4 and as there is delay of 19 days in filing the

application, the application for condonation of delay is also filed. Considering the facts of the case, the delay of 19 days in filing the appeal is condoned and the order passed by the learned Registrar (J.) on 2nd July, 2013 pursuant to which the appeal was dismissed against the respondent no.4 is set aside. The appeal is restored against the respondent no.4.

FIRST APPEAL NO.1415/2009

On amendment being carried out in the cause title of the memorandum of appeal, issue notice of the first appeal to the respondent no.4.

JUDGE