

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

MISCELLANEOUS CIVIL APPLICATION NO.1346/2014

IN
FIRST APPEAL NO.489/2013

Triveni w/o Kailas Kothari and another

..Versus..

Kailas s/o Durgadasji Kothari

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

Court's or Judge's orders

Shri R.D. Wakode, Adv. for the applicants.

CORAM : Z.A. HAQ, J.

DATE : 28.1.2015

The appeal filed by the appellant came to be dismissed for failure on the part of the appellant to serve the respondent. Considering the facts of the case, the order passed by the learned Registrar (J.) on 2nd August, 2014 pursuant to which the appeal was dismissed is set aside. The appeal is restored.

CIVIL APPLICATION NO.3426/2014.

Accepting the submissions made in the application especially in

paragraph no.4 of the application, it is allowed. The appellant is permitted to serve the respondent by publishing notice in the daily "Deshonnati" having wide circulation in Buldhana District. The appellant shall take necessary steps within six weeks from today.

JUDGE

Tambaskar.