

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.63 OF 2015
IN
SECOND APPEAL NO.797 OF 2003**

Ananda Tukaram Yedekar (since deceased)
through his legal heirs

1A) Smt.Sakhubai Ananda Yedekar & Ors. .. Applicants

Vs.

Bhalchandra Rango Kulkarni .. Respondent

Mr.Ramdas Shelke for the applicants.

None for the respondent.

CORAM : R.D. DHANUKA, J.

DATE : 18th February 2016

P.C.

. By this civil application, the applicants seek condonation of delay in filing civil application and for restoration of the second appeal which was dismissed for non-compliance of the order dated 6th December 2007.

2. Learned counsel appearing for the applicants states that private paper book is ready and would be filed within three weeks from today. Statement is accepted.

3. For the reasons recorded in the civil application, civil application is made absolute in terms of prayer clauses (a), (b) and (b1). Delay is condoned. Second appeal is restored to file on condition that the applicants file private paper book within three weeks from today. It is made clear that no further extension would be granted. If private paper

book is not filed within three weeks from today, second appeal shall stand dismissed without further reference to the Court.

4. Civil application is disposed of in aforesaid terms. No order as to costs.

R.D. DHANUKA, J.