

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

**CIVIL APPLICATION NO.2154 OF 2016
IN
REJECTED CASE NO.1316 OF 2016**

Wing Commander
Anil Balkrishna Paranjapye ...Applicant
V/s.
Maya Pravin Phatak & Ors. ...Respondents

Mr.Ravi Shinde for the Applicant.
None present for the Respondents.

CORAM : K.K. TATED, J.

DATE : 21st OCTOBER, 2016.

P.C.

1. Heard the learned counsel Mr.Ravi Shinde for the applicant. None for the Respondent duly served.
2. Advocate for the applicant undertakes to file affidavit of service on or before 26th October 2016.
3. This application is for restoration of Writ Petition Stamp No.14140 of 2015 which was stands dismissed, in view of conditional order dated 29th January 2016 passed by the Registrar (Judicial-I) for non-removal of office objections.

4. The learned counsel for the applicant submits that inadvertently it remained on his part to remove all office objections. He submits that he will remove office objections on or before 18th November 2016. Considering the submissions made by the learned counsel for the applicant and averments made in the civil application, I am satisfied that applicant has made out case for following order.

ORDER

- (a) The delay in filing Civil Application is condoned.
- (b) Order dated 29th January 2016 passed by the Registrar (Judicial-I) is set aside.
- (c) Writ Petition Stamp No.14140 of 2015 is restored on file for hearing on merits.
- (d) Applicant to remove all office objections in Writ Petition Stamp No.14140 of 2015 on or before 18th November 2016, failing which petition shall stand dismissed without further reference back to the Court.
- (e) Civil Application disposed of accordingly.

(K.K. TATED, J.)