

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***CIVIL APPELLATE JURISDICTION*****CIVIL APPLICATION NO.1770 OF 2016****IN****SECOND APPEAL (ST) NO. 9076 OF 2015****Ananda Krishna Ugale****Since deceased through legal heirs & Ors.****..... Applicants****VERSUS****Sadashiv Chanappa Kumbhar****..... Respondent**

Mr.Kuldeep Nikam for the Applicants.

None for the Respondent.

CORAM : R.D. DHANUKA, J.**DATE : 30th NOVEMBER, 2016****P.C.**

By this civil application, the applicant seeks condonation of delay in filing civil application and for setting aside the order of the rejection passed by the learned Registrar, (Judicial-II) and seeks restoration of the Second Appeal (St) No.9076 of 2015.

2. I have heard Mr.Nikam learned counsel appearing for the applicants and I have perused the averments made in the affidavit in support.

3. I am satisfied that the applicants have made out a case for grant of reliefs in terms of prayer clauses (a) to (d). Delay of 1 year and 5 days is satisfactorily explained.

4. I, therefore, pass the following order :-

- (a) Civil application is made absolute in terms of prayer clauses (a) to (d).
- (b) It is made clear that no further extension of time would be granted to remove office objections.
- (c) If the office objections are not removed within four weeks from today, Second Appeal (St) No.9076 of 2015 to stand dismissed without further reference to court.
- (d) No order as to costs.

(R.D.DHANUKA, J.)