

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY:**  
**NAGPUR BENCH : NAGPUR**  
**Misc. Civil Appln. No. 1026 of 2015**  
**IN**  
**Civil Application No. [CAO] No. 317 of 2012**  
**IN**  
**Misc. Civil Application St. No. 5122 of 2012**  
**IN**  
**Second Appeal No. 339 of 2006**  
**[Vitthal Wasudeo Rahate Vs. Shankar Ganbaji Ghumde (dead)**  
**through L.Rs. & others]**

---

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

Court's or Judge's orders

---

Mr. L.H. Kothari, Adv., for the appellant.

----

**CORAM : A.B. CHAUDHARI, J.**

**DATE : 21st March, 2016**

This is Misc. Civil Application to restore the Civil Application [CAO] No. 317 of 2012 for condonation of delay in filing the application for restoration of Second Appeal, which came to be dismissed in default on 22nd October, 2013.

Accepting the reasons offered in the application explaining the situation which led to dismissal of the said application to be satisfactory, Misc. Civil Application No. 1026 of 2015 is allowed and Civil Application [CAO] No. 317 of 2012 is restored to its file.

Counsel for the appellant to inform this order in writing to the respondents by Registered Post A.D.

**Judge**

|hedau|