

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CIVIL APPLICATION NO. 5788 OF 2017
IN RC/1037/2012 WITH CA/5789/2017 IN RC/1037/2012

MURLI HARIBHAU PATIL THR. GPA ROHIT RADHESHYAM PATIL
VERSUS
THE EXECUTIVE ENGINEER, MEDIUM PROJECT DIVISION,
NANDED AND

...

Advocate for Applicant : Mr. Amol Gandhi h/f. Mr. P. P. Mandlik.
AGP for Respondent No.2,3 : Mr. S. S. Dande.

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CORAM : K.K. SONAWANE, J.

DATED : 29TH NOVEMBER, 2017.

Order :-

Heard learned counsel for applicant (original claimant).
Learned AGP present for respondents No.2 and 3. Perused application.
It appears that applicant did not remove objection notified by the
Registrar of this Court resulting into the refusal of registration of
appeal. Learned counsel for applicant undertakes to remove the office
objection within four weeks. He prayed to restore the appeal.

2. In view of reasons mentioned in the application and
submission advanced at bar, there is no impediment to allow the
application. Accordingly, application stands allowed in terms of prayer
clause 'B' and 'C'. The delay caused for filing present application is
hereby condoned. The impugned order dated 28-08-2012 regarding
registration for not removing the office objection within stipulated
period is hereby recalled. The proceedings of First Appeal (Stamp) No.

15364 of 2012 be restored at its original stage subject to condition that applicant to remove office objections notified on behalf of Registrar within period of four weeks from the date of restoration of said proceedings, failure to which, the present order shall stand vacated automatically without further reference to this Court.

3. The application stands disposed of in above terms accordingly.

[K. K. SONAWANE]
JUDGE

rrd.