

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

CIVIL APPLICATION (O) NO. 1040 OF 2017
IN
FIRST APPEAL(STAMP) NO. 24242 OF 2016

(Sau. Kamlabai Badridasji Taori(now dead) through legal heirs Badridas S/o
Ramchandra Taori and others ..vs..The State of Maharashtra, through Collector,
Amravati, and others)

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

Court's or Judge's orders.

Shri S.Raisuddin, Advocate for applicant
Shri Shamsi Haider, A.G.P. for State.

CORAM: SMT. DR. SHALINI PHANSALKAR-JOSHI, J.
DATE: 2nd August, 2017.

This is an application for condonation of delay of 20 days in filing the application for restoration of the appeal which came to be dismissed for default for non removal of office objection like payment of the deficit court fees.

Considering the reasons given in the application , in the interest of justice having regard to the delay of only 20 days in filing application, the application is allowed. No order as to costs.

MISC.CIVIL APPLICATION(STAMP) NO. 7715 OF 2017

This is an application for restoration of the appeal which came to be dismissed for default in view of the non-

compliance of office objection to the extent that applicants have not deposited the remaining deficit Court fees .

Considering the reasons given for the non payment of the deficit court fees , the application is allowed and the appeal is restored to its original file subject to condition that applicants shall deposit deficit Court fees stamp and remove any other office objection within a period of three weeks.

The application is disposed of.

JUDGE

Kitey