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

**CIVIL APPLICATION NO. 586 OF 2017
IN/WITH
MISC. CIVIL APPLICATION (ST) NO.25873 OF 2016
IN
FIRST APPEAL (ST) NO. 16828 OF 2015**

The Executive Engineer,
Minor Irrigation Dn.,
V.I.D.C. Washim

..APPELLANT

VERSUS

Tukaram Kesharao Deshmukh & ors

..RESPONDENTS

Mr S.S. Godbole, Advocate for appellant;
Mrs M.H. Deshmukh, A.G.P. for respondent Nos.2 & 3

CORAM : N.W. SAMBRE, J.

DATE : 5th MAY, 2017

ORAL ORDER :

Heard.

2. For the reasons stated in the application, delay of 399 days caused in preferring the application for restoration, stands condoned.

3. The appeal stood restored by setting aside the order dated 16th November, 2015 passed by Registrar (Judicial) upon undertaking that deficit court fee will be paid by 15th June, 2017 and shall

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also remove other office objections.

4. If deficit court fee is not paid or not removed office objections within time, the appeal shall stand dismissed without further reference to the Court.

(N.W. SAMBRE, J.)

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