

127. 22.05.2024  
bd. Ct.652

C.O.594 of 2017  
IA No.CAN 1 of 2024  
CAN 2 of 2024

Ashwini Kumar Bhojnagarwala & Ors.

-vs-

Reliable Estate & Ors.

Mr. Arindam Banerjee

Mr. Snehashis Sen ... for the petitioners.

Re : CAN 1 of 2024

Affidavit of service filed by the petitioners is taken on record.

Opposite parties are not represented.

This is an application under section 5 of the Limitation Act, seeking condonation of delay in filing the application for restoration application. The grounds shown in the application appears to be satisfactory and accordingly it is accepted. The delay in filing the application for restoration is hereby condoned.

CAN 1 of 2024 is accordingly disposed of.

Re : CAN 2 of 2024

This is an application wherein the petitioners have sought for restoration of the application being C.O.594 of 2017 in its original file and original number. The grounds shown in the application

appears to be satisfactory and accordingly it is accepted.

Let C.O. 594 of 2017 be restored in its original file with original number.

CAN 2 of 2024 is accordingly disposed of.

Re : C.O. 594 of 2017

Petitioners are directed to serve notice of restoration upon the opposite parties as well as learned counsel appeared on behalf of the opposite parties in the Court below through speed post intimating next date of hearing.

Let the matter appear under the heading "Contested Application" on 28<sup>th</sup> June, 2024.

**(Ajoy Kumar Mukherjee, J.)**