

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 680 OF 2017
IN
SECOND APPEAL NO. 196 OF 2015

Kalidas Raghuweer Tawaskar ... Applicant

Vs

Dayanand Tukaram Rawkhande
Since deceased through Lrs
Smt. Malan Dayananand Rawkhande ... Respondents

Mr. Mohan N. Dhamal, Advocate for the Applicant.
Mr. Omkar Mane i/b. M.M. Rananaware, Advocate for
Respondents No. 1-A, 1-B and 1-D.

CORAM : SANDEEP K. SHINDE J.
DATE : September 11th, 2019

P.C. :

1. Heard learned counsel for applicant and respondents.
2. It is an application for restoration of appeal, which was dismissed in view of self operative order dated 11.01.2017 passed by Registrar, Judicial-II.
3. Application is vehemently opposed by the respondent. It appears that the respondents have filed caveat, but the appellant has

not served the respondent and that for the reason, the appeal was dismissed, who is now served.

4. Thus, taking into consideration the facts of the case and in the interest of justice, the delay of five days caused in preferring the civil application is condoned and the order dated 11.01.2017 is recalled.

5. Appeal is restored to file. Civil Application is disposed of accordingly.

(SANDEEP K. SHINDE, J.)