

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 461 OF 2019

IN

SECOND APPEAL (ST) NO. 24879 OF 2017

Anil Dashrath Patil

....Applicant

V/s.

Mukund Subhash Beshakrao
and Ors.

....Respondents

* * * *

Mr. Samir Kumbhakoni, Advocate for the applicant.

Advocate for the respondent.

CORAM : SANDEEP K. SHINDE, J.

Wednesday, 20th March, 2019.

P.C. :

1. Mentioned. Not on board. Taken on production board.
2. Heard learned Counsel for the applicant.
3. It is an application for restoration of Appeal.
4. On 10th April, 2018 the Registrar (Judicial-II) passed a conditional order and directed the applicant to remove all the office objections within four weeks. The Appeal was

dismissed in view of the order dated 10th April, 2018 which was a self-operative order.

5. The learned Counsel for the applicant on instructions, undertakes to remove objection within three weeks from today. In view of this and for the reasons stated in the application, the order dated 10th April, 2018 is recalled and appeal is restored to file, subject to cost of Rs.2,500/- which he shall pay/deposit, with Kirtikar Law Library, High Court within two weeks from today. Failing to comply with Undertaking and payment of cost, within the stipulated time, appeal shall stand dismissed, without further reference to this Court.

6. The Civil Application is allowed in the aforesaid terms.

(SANDEEP K. SHINDE, J)