

DDR

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 1948 OF 2017
IN
REJECTED CASE NO. 1101 OF 2018**

Popatlal Babulal Oswal (since deceased)
through his heirs and LRs

1. Lata Popatlal Oswal & ors. ..Applicants

IN THE MATTER BETWEEN

Popatlal Babulal Oswal (since deceased)
through his heirs and LRs

1. Lata Popatlal Oswal & ors. ..Appellants

vs.

Mansing Shankar Gharal & ors. ..Respondents

....

Mr. Vijay R. Garad I/b. Mr. Vikas Kolekar for applicants.

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CORAM : M.S.KARNIK, J.

DATE : 12th JULY, 2019

P.C. :

This is an application for restoration of the Second Appeal (St.) No. 23055 of 2017 and for setting aside the order dated 5/3/2018 passed by the Registrar, Judicial-II for failure on the part of the appellant in removing the office objections.

2. For the reasons mentioned in the application, delay of 1 year and 1 day in filing the application deserves to be condoned.

3. Further for the reasons mentioned in the application, the order dated 5/3/2018 deserves to be quashed and set aside. This is, however, subject to payment of cost of Rs.2000/- to Kirtikar Law Library and to remove all office objections within a period of two weeks.

4. The Civil Application is disposed of.

(M.S.KARNIK, J.)