

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 683 OF 2019

IN

REJECTED CASE NO. 1244 OF 2017

Purshotam Shankar Kadam,
(Deceased thr. Lrs) Shri. Vijay
Purshotam kadam and Ors.

.....Applicants

V/s.

Shri. Raghunath @ Purshotam Kanaji
Thakkar and Ors.

....Respondents

* * * *

Mr. Ranjeet H. Patil, Advocate for the applicants.
Ms. Shruti Tulpule, Advocate for the respondents.

CORAM : SANDEEP K. SHINDE, J.

Thursday, 25th April, 2019.

P.C. :

1. It is an application for restoration of Appeal which was dismissed in view of the self-operative order dated 9th December, 2016 passed by the Registrar (Judl-II).

2. The applicant is seeking condonation of 2 years

and 37 days delay caused in preferring this application.

3. Heard learned Counsel for the parties.

4. The Counsel for the applicant, on instructions, undertakes to remove all office objections within 2 weeks from today. The Undertaking is accepted. In view of the Undertaking, the application is allowed in terms of prayer clause (a). The order dated 9th December, 2016 passed by the Registrar (Judl-II) is recalled and the Appeal is restored to file. The delay is condoned.

4. If office objections are not removed within two weeks from today, the Appeal shall stand dismissed without further reference to this Court.

(SANDEEP K. SHINDE, J)