

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1083 OF 2018
(FOR RESTORATION)

IN
SECOND APPEAL NO. 309 OF 2016

Santosh Waghmode

.....Applicant

V/s.

Maruti Waghmode

....Respondent

* * * *

Mr. Vaibhav R. Gaikwad, Advocate for the applicant-appellant.

Mr. Sarvadnya S. Kadtare i/by. Mr. Kuldeep U. Nikam, Advocate for respondent no.1.

CORAM : SANDEEP K. SHINDE, J.

Monday, 25th February, 2019.

P.C. :

1. Heard learned Counsel for the parties.
2. The Second Appeal and Civil Applications therein were dismissed for default on 15th June, 2017. This

application was filed for restoration of Appeal and Civil Application on 18th June, 2017 i.e. two days beyond limitation. The applicant seeks restoration of Appeal and condonation of delay.

3. Heard learned Counsel for the parties.

4. That for the reasons stated therein, the Civil Application is allowed in terms of prayer clause (a).

5. The order dated 15th June, 2017 is recalled. The delay is condoned. Appeal, as well as, Civil Application is restored to file.

(SANDEEP K. SHINDE, J)