

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION (CAO) NO.13 OF 2020
AND
MISCELLANEOUS CIVIL APPLICATION STAMP NO.11883 OF 2019
IN
R.C. NO.394 OF 2019 (SECOND APPEAL STAMP NO.4831 OF 2019)

Manohar s/o Modkuji Tadas.

Vs.

Narhari s/o Ganpatrao Tadas.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri Syed Shahid, Advocate for applicant.

CORAM : AVINASH G. GHAROTE, J.

DATE : JANUARY 21, 2020.

This is an application seeking to condone the delay of 35 days occasioned in the matter of filing application for restoration of the Second Appeal Stamp No.4831 of 2019, which came to rejected by the Registrar (Judicial) by an order dated 02.05.2019, in default since the office objections are not removed.

The learned counsel for the applicant submits that the knowledge about the dismissal of the matter in default, was acquired belatedly, as a result of which there is a delay of 35 days.

Considering the reasons above, the delay is

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condoned. Appeal is restored. Civil Application No.13 of 2019 and Misc. Civil Application Stamp No.11883 of 2019 are disposed of. Office to register the appeal and list the matter.

JUDGE

Sarkate