

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CIVIL APPLICATION NO. 11736 OF 2018

IN

APPEAL FROM ORDER NO. 56 OF 2017

Shamsundar S/o Shrikishan Chaparwal
Since Deceased through his L.Rs.
Vaishali W/o Shamsundar Chaparwal (died)
and others

... Applicants

Versus

Varun S/o Rahul Jagtap
and others

... Respondents

....

Mr. Chaitanya Deshpande, Advocate h/f Mr. C.R. Deshpande, Advocate for
applicants

Mr. A.P. Bhandari, Advocate for Respondent No.1

....

CORAM : SHRIKANT D. KULKARNI, J.

DATE : 29th JULY, 2021

PER COURT:-

1. Heard Mr. Chaitanya Deshpande, learned counsel holding for Mr. C.R. Deshpande, learned counsel for applicants and Mr. A.P. Bhandari, learned counsel for respondent No.1. Respondent Nos. 2 to 5 & 6A though duly served by paper publication, remain absent when matter is called out repeatedly.

2. There seems to be delay of 101 days in filing of civil application for restoration of Appeal from Order No.56 of 2017. In the interest of justice, prayer needs to be allowed.

3. The application stands allowed in terms of prayer clause 'B'.
4. Office to restore the A.O. No. 56 of 2017 and place the same before this Court on 12.08.2021.

(SHRIKANT D. KULKARNI)
JUDGE

S.P Rane