

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

MISC. CIVIL APPLICATION (MCA) NO. 280 OF 2020

IN

SECOND APPEAL NO. 346 OF 2003(D)

(Smt. Kamlabai Pundlik Dawale & Anr.

Vs.

Pundlik Changdeo Dawale (dead) Thr. LRs.)

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Shri V.A. Kothale, Advocate for the applicants/appellants.

CORAM: MRS. SWAPNA JOSHI, J.

DATED : 25th JANUARY, 2021.

This application is for restoration of Second Appeal No. 346/2003 which was dismissed vide order dated 22.01.2020.

2. Heard Shri Kothale, the learned counsel for the applicants/appellants.

3. On a perusal of the application, I am satisfied that the reasons mentioned in the application are properly explained in respect of absence of the learned counsel for the applicants/appellants before the Court.

4. The order dated 22.01.2020 passed by this Court (Coram : Anil S. Kilor, J.), dismissing the Second Appeal No. 346/2003 in default, needs to be set aside and the Second Appeal is required to be restored. Hence, the following order.

ORDER

Order dated 22.01.2020, dismissing the Second Appeal No. 346/2003 in default, is hereby set aside and the Second Appeal No. 346/2003 is hereby restored.

5. Misc. Civil Application No. 280/2020 stands **disposed** of accordingly.

(MRS. SWAPNA JOSHI, J.)

SD. Bhimte