

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

942 CIVIL APPLICATION NO.3879 OF 2022
IN RC NO.444 OF 2020

RUKHMANIBAI VITHOBA THOMBARE
VERSUS
THE STATE OF MAHARASHTRA & OTHERS

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Advocate for Applicant : Mr.D.M.Pingale
AGP for Respondent-State : Mr.P.M.Kulkarni

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CORAM : S.G.DIGE, J.
DATE : 30.06.2022

P.C. :

1] Heard the learned counsel for the applicant and the learned AGP for respondent nos.1 and 2.

2] Though respondent no.3 is served, none appears for respondent no.3.

3] This Court, by order dated 9th June, 2022, has observed that respondent no.3 is the contesting respondent, but, none appeared for respondent no.3. Last chance was given to respondent no.3 to go on with the application. Today also, none appears for respondent no.3.

4] Considering the reasons mentioned in the application, delay of 736 days for filing application for restoration is condoned.

5] This Court by order dated 11th October, 2019, had directed the applicant to supply copies for issuing notices, but the applicant could not supply the said copies, hence, appeal was dismissed.

6] It is the contention of the learned counsel for the applicant that there are group of matters, in other matters copies have supplied, but remained to be supplied in this matter. It is his mistake, hence, requested to restore the appeal.

7] Considering the submissions of the learned counsel for the applicant, application is allowed in terms of prayer clause-C. The applicant shall supply copies within two weeks from today.

8] Civil Application is disposed of accordingly.

[S.G.DIGE]
JUDGE

DDC