

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

CIVIL APPLICATION (CAO) NO.369/2022

IN

MISC. CIVIL APPLICATION ST. NO.1431/2022

IN

FIRST APPEAL ST. NO.29798/2018 (R.C. NO.382/2019)

Shalini Shekhar Ingole

Vs.

State of Maharashtra, through its Collector, Amravati and others

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

Court's or Judge's orders

Shri G.N. Shinde, Adv. h/f Shri S.M. Vais hnav, Adv. for applicant
Shri A.M. Kadukar, AGP for respondents

CORAM : SMT. M.S. JAWALKAR, J.

DATED : 29/07/2022

Heard.

2. The present application is filed for condonation of delay. The First Appeal came to be dismissed vide order dated 26/03/2019 passed by the Registrar (Judicial). By this order, the Registrar refused to register the first appeal for non removal of office objections. It is submitted that this order was not noticed for long period. By 09/05/2019, the application ought to have been filed by applicant. But there is delay and it was not noticed by the learned Counsel for applicant that appeal is dismissed.

3. For the reasons mentioned in the application, I am inclined to grant application subject to costs of Rs.1000/- to be deposited with the High Court Bar Library within a period of two weeks.

4. The application is disposed of accordingly.
5. The applicant will not be entitled to interest for the delayed period.

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The reasons for restoration of First Appeal are also the same reasons mentioned in the application for condonation of delay. Hence the application is allowed.

2. For the reasons mentioned in the application, the Misc. Civil Application is allowed and the Registry is directed to restore the First Appeal on its original number.
3. Learned Counsel for appellant to remove office objection within two weeks.

JUDGE

R.S. Sahare