

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

CIVIL APPLICATION [CAO] NO.602 OF 2022
IN
MISC. CIVIL APPLICATION ST. NO.8833 OF 2022
IN
REJ. SECOND APPEAL ST. NO.2499 OF 2022

[Dayaram Keshawrao Patekar (Dead) and others .vs. Narayanrao Shankarrao Khule]

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

Court's or Judge's orders

Shri P. S. Patil, Advocate for Applicants.
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CORAM : SMT. M.S. JAWALKAR, J.
DATE : 26/08/2022.

Present application is filed by the applicants for condonation of delay in filing restoration application. There is delay of 33 days. The registration of Second Appeal was refused by the Registrar (Judicial) vide order dated 21.4.2022. There was conditional order. Office objections were to be removed within 14 days. The order could not be complied by the counsel for the applicants due to summer vacation and in that process delay of 33 days is caused in filing application for restoration.

For the reasons stated in the application, I am satisfied that there is no intentional or deliberate delay in filing application for restoration. Application is allowed. Delay is hereby condoned. Office is directed to register the Misc. Civil Application.

Misc. Civil Application St. No.8833/2022

Present application is filed by the applicants for restoration of appeal. The reasons put-forth are the same reasons for condonation of delay. There are justified reasons for not attending the matter and not removing office objections, as such the application is allowed. The order dated 21.4.2022 passed by the Registrar (Judicial) in Second Appeal St. No.2499/2022 is hereby set aside.

Registry is directed to restore the Second Appeal on its original number. After registration of Second Appeal, learned counsel for the appellants to remove office objections within two weeks.

MCA is allowed and disposed of.

[Smt. M.S. Jawalkar, J.]

Gulande