

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

CIVIL APPLICATION (CAO) NO. 734/2021 IN
MISC. CIVIL APPLICATION STAMP NO. 9399/2021 IN
SECOND APPEAL STAMP NO. 6746/2019

Keshavprasad S/o Raghunandan Dubey (Dead)

Vs.

Mahendrabhai S/o Bansilal Katariya

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

Court's or Judge's orders

Shri Y.P. Kataria, Advocate for applicant

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

DATE : 11/08/2022

Leave is granted to amend prayer clause.

2. Present application is filed for grant of permission to bring legal representatives of deceased appellant on record. The applicants are legal heirs of appellant Keshavprasad Dubey. Death certificate of appellant is filed on record.
3. For the reasons stated in the application, the application is allowed. Legal representatives of deceased appellant are allowed to be brought on record.
4. Necessary amendment to be carried out within one week.
5. The application is disposed of.

CIVIL APPLICATION (CAO) NO. 733/2021

The present application is filed for condonation of delay in filing application for restoration of second appeal.

2. For the reasons stated in the application, the application is allowed. Delay in filing application for restoration of second appeal is hereby condoned.

3. The application is disposed of.

MISC. CIVIL APPLICATION STAMP NO. 9399/2021

The reasons mentioned in the application for condonation of delay are the same as in the present application for restoration of second appeal.

2. For the reasons stated in the application, the application is allowed. The order dated 10/06/2019 dismissing the appeal for non removal of office objection is hereby quashed and set aside.

3. The Registry is directed to restore the second appeal on its stamp number. After restoration of the appeal, the applicant is permitted to carry out necessary amendment by bringing legal representatives of appellant on record.

4. The application is disposed of.