

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

975 CIVIL APPLICATION NO.12813 OF 2023
IN FAST/28831/2022

SAMRAT SHYAMRAO BANBARE
VERSUS
THE STATE OF MAHARASHTRA THR COLLECTOR,
NANDED AND ORS

...
Advocate for Applicants : Mr.S.N.Patil
AGP for Respondent-State : Ms.R.P.Gaur
...

CORAM : ARUN R. PEDNEKER, J.

DATE : 27.10.2023

P.C. :

1] The present Civil Application is filed to quash and set aside the order dated 03.01.2023 passed by the Registrar [Judicial] of this Court by condoning the delay of 245 days in filing the present Civil Application.

2] The learned counsel for the applicants submits that appeal is dismissed due to non removal of the office objections within stipulated period. The learned counsel further submits that inadvertently he missed out the matter and learnt about dismissal of the appeal. The learned counsel further submits that the delay caused in filing the present Civil Application is not intentional and deliberate.

Therefore, considering the said fact, the present Civil application may be allowed.

3] In view of the submissions made, the order passed by the Registrar [Judicial] dated 03.01.2023 is quashed and set aside to the extent of the present applicants and the appeal is restored to its original position. The applicants – appellants is granted 5 weeks time to remove all office objections. In the event, office objections are not removed within aforesaid period, the order passed by the Registrar [Judicial] dated 03.01.2023 will stand restored. Civil Application is disposed of accordingly.

[ARUN R. PEDNEKER]
JUDGE

DDC