

Amrut

IN THE HIGH COURT OF BOMBAY AT GOA
MISC. CIVIL APPLICATION NO.370 OF 2022
AND
STAMP NUMBER MAIN NO.1272 OF 2020 (Filing No.)
IN
STAMP NUMBER MAIN NO.1000 OF 2019

ANTONIO ERNESTO PEREIRA
AND ANR.

... Applicants

Versus

VPK URBAN CO-OPERATIVE
CREDIT SOCIETY LTD., THR.
THEIR BRANCH MANAGER
AND ANR

... Respondents

Ms. Asha Desai and Ms. N. Volvoikar, Advocates for the
Applicants.

CORAM: M. S. SONAK, J.

DATED : 10th FEBRUARY 2023

P.C.:

1. Heard Ms Desai, learned counsel for the Applicants.
2. She points out that in the main petition, no notices were issued to the Respondents but the main writ petition came to be dismissed by the Registrar (J) for failure to clear the office objections. She points out that the revision filed before this Court against the Registrar's

order was filed after a delay of 171 days. Hence, this application seeking condonation of delay, and if the delay is condoned then for restoration of the main petition.

3. Ms Desai points out that most of the period during which the Advocate for the Petitioner could not process the matter was affected by COVID-19 Pandemic. From the perusal of the records, this appears to be so.

4. Therefore, the delay in instituting the revision petition is condoned.

5. Further, even the revision is taken up for consideration and since the petition could not be processed for the above reason, even the revision is allowed and Registrar's order dismissing the main petition is set aside.

6. Ms Desai now assures the Court that the objections in the main writ petition would be positively cleared within a week from today failing which the petition to stand dismissed for non-prosecution without further reference to this Court.

7. The Misc. Civil Application No. 370 of 2022 and Stamp Number Main No.1272 of 2020 (F) are disposed of.

M. S. SONAK, J.