

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**INTERIM APPLICATION NO. 16752 OF 2023
IN
SECOND APPEAL (ST) NO.23406 OF 2022**

Shri Shantappa Shivanna Parit ..Applicant.

v/s.

Smt. Anita Jagannath Shetti ..Respondents

Mr. M.S.Mulla for the Applicant.

**CORAM : ANUJA PRABHUDESSAI, J.
DATED : 30th OCTOBER, 2023 .**

P.C.

1. By this application, the applicant has sought to restore the appeal which was dismissed for non compliance of the conditional order dated 13.03.2023. The records indicate that the applicant had filed the second appeal, and the registry had raised an objection that there was one day delay in filing the second appeal. The appellant was granted time to remove the said objection. Since the applicant did not remove the office objection, the registration of the second appeal has been refused.

2. The applicant has filed the delay condonation application and has now removed the office objections. Considering the said aspect, as well as the reasons stated in the application, order dated 13.03.2023 is

recalled. The appeal is restored to the filed and the same is ordered to be registered.

(ANUJA PRABHUDESSAI, J.)