

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

**INTERIM APPLICATION NO.19378 OF 2022
IN
SECOND APPEAL NO.339 OF 2014**

Smt. Chabutai Kallappa Hounje ...Applicant

In the matter between

1. Smt. Chabutai Kallappa Hounje
and Ors.

...Appellants

Versus

Balgonda Jingonda Patil and Ors.

...Respondents

....

Mr. Ajit M. Savagave for the Applicant.

Mr. Shriniwas S. Patwardhan for the Respondents.

CORAM : SMT. ANUJA PRABHUDESSAI, J.

DATED: 4th NOVEMBER, 2023.

P.C.:-

1. The Applicant seeks restoration of the appeal, which was dismissed for non-compliance of conditional order dated 08/09/2015.

2. A perusal of the said order reveals that the appeal was admitted and the Appellant was directed to file private paper book within one year. The Appellant was put to notice that on failure to file the paperbook appeal would stand dismissed without further reference

to the Court. The Appellant failed to file the paperbook within the stipulated time and the appeal came to be dismissed.

3. Learned counsel for the Appellant states that paperbook is ready and shall be filed in the registry within the period of four weeks. In the light of the said statement and in view of the reasons stated in the application, the delay is condoned. The appeal stands restored.

4. Interim application Nos.577 of 2022 and 579 of 2022 stand restored to file.

5. Interim application No.19378 of 2022 stands disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)