

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

MISC. CIVIL APPLICATION NO. 270/2023 IN
FIRST APPEAL NO. 824/2016

Tilochand Zumzarlal Chandak

Vs.

Suresh S/o Ramchandra Bhandang and another

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

Court's or Judge's orders

Shri A.B. Mirza, Advocate for appellant
Ms Anita Mategaonkar, Advocate for respondent No.2

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

DATE : 14/06/2023

Present restoration application is filed by applicant for restoration of first appeal, as it came to be dismissed for want of filing of private paper book. The learned Counsel for appellant submitted that by common conditional order, six weeks time was granted by order dated 01/12/2022. However, due to inadvertent mistake it could not be supplied and matter was dismissed for non compliance. For the reasons mentioned in application, the application is allowed.

2. Registry is directed to restore first appeal on record.

3. After restoration of first appeal, the appellant to file private paper book within one week and take necessary steps to serve respondents.