

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

CIVIL APPLICATION (CAO) NO.544 OF 2023
IN
MISC. CIVIL APPLICATION STAMP NO.6411 OF 2023
IN
FIRST APPEAL STAMP NO.18259 OF 2022

Vilas s/o Kisnaji Kumre and another

Vs.

The New India Assurance Co. Ltd., Branch Office, Wardha and others

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

Court's or Judge's orders

Ms. Rani G. Nitnaware, Advocate for applicants.

CORAM : URMILA JOSHI-PHALKE, J.
DATED : 19/04/2023

The present application is for condonation of delay which is caused in preferring the restoration application.

The delay of 38 days is caused as appeal is dismissed for want of Court fee. As per contention of the applicants, the appeal was pending for removal of the office objection, the learned Advocate could not notice the conditional order and, therefore, it could not be complied with, hence appeal is dismissed. There is delay of 38 days which is caused inadvertently.

In view of the reasons mentioned in the application, the delay of 38 days is condoned.

The Civil Application is disposed of.

MISC. CIVIL APPLICATION STAMP NO.6411 OF 2023

On depositing the Court fee within two weeks, the appeal be restored at its registration stage.

Misc. Civil Application is disposed of.

(URMILA JOSHI-PHALKE, J.)

Sarkate