

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

CIVIL APPLICATION (CAO) NO.537 OF 2023
IN
MISC. CIVIL APPLICATION STAMP NO.6420 OF 2023
IN
FIRST APPEAL STAMP NO.16496 OF 2022

Suresh s/o Manikrao Ghodam 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 73 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 73 days which is caused inadvertently.

In view of the reasons mentioned in the application, the delay of 73 days is condoned.

The Civil Application is disposed of.

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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