

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

CIVIL APPLICATION (O) NO. 923 OF 2022
IN
MISC. CIVIL APPLICATION (STAMP) NO. 12402 OF 2022
IN
FIRST APPEAL NO. 941 OF 2017

National Insurance Co. Ltd. vs. Natthuji s/o Narayan Dhabale and others

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

Court's or Judge's Orders.

Shri.C.A.Anthony, Advocate h/f. Shri.C.C.Anthony,
Advocate for applicant.

CORAM : SMT. M. S. JAWALKAR J.

DATE : 08/06/2023

Present application is filed for condonation of delay in filing application for restoration of first appeal, which was dismissed for want of filing of paper book.

2. It appears that vide order dated 13/12/2019, six months time was granted to the appellant to file private paper book. Again vide a conditional order dated 21/06/2021, additional six months time was granted to the appellant to file private paper book; failure to which appeal was directed to be dismissed without reference to the Court.

3. For the reasons stated in the application, I am inclined to allow the present application by condoning the delay subject to costs of Rs.2000/- to be paid to High Court, Nagpur Bench Bar Library within a period of three weeks from today.

4. Application is disposed of.

MISC. CIVIL APPLICATION (STAMP) NO.12402 OF 2022

For the reasons stated in the application, the application is allowed. Registry is directed to register first appeal only after payment of costs of Rs.2000/- as directed in C.A.O.No.923 of 2022.

2. After restoration of first appeal, the appellant to file private paper book within two weeks thereafter.

3. Accordingly, application is disposed of.

JUDGE