



THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

MISC. CIVIL APPLICATION NO. 864 OF 2023
IN
SECOND APPEAL NO. 390 OF 2008

GANESH SHIVAJI RAMTEKE REP. BY HIS DAUGHTER KU. VAISHALI D/O. GANESH RAMTEKE

...**VERSUS**...

WALMIK S/O. GANPATRAO THAWARE

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

Court's or Judge's order

Ms. Vijaya P. Thakre, Advocate for applicant/appellant.
Shri V.G.Lohiya, Advocate for respondent.

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

DATE : **13th DECEMBER, 2023**

Heard the learned counsel for both the parties.

2. The present application is filed for restoration of Second Appeal.

3. It appears that the Second Appeal was dismissed in default on 05/07/2023. It is submitted that inadvertently, the matter could not be marked and therefore, the counsel could not appear in the matter when the matter was called out. As such, for the reasons stated in the application, the application is allowed. The order dated 05/07/2023 passed by this Court is hereby set aside.

4. Registry is directed to restore the Second Appeal on its original number.

5. Accordingly, the application stands disposed of.

(Smt. M.S. Jawalkar, J.)