



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

MISC. CIVIL APPLICATION NO. 66/2023
IN
SECOND APPEAL ST NO. 12334/2022

Deepak s/o Shankarrao Rase
Vs.
Shankar S/o Balkrushna Rase 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 A.J. Gilda, Advocate for applicant

CORAM : SMT. M.S. JAWALKAR, J.
DATE : 14/09/2023

Present application is filed for restoration of Second Appeal Stamp No. 12334/2022. It appears that Registrar (Judicial), has passed conditional order on 8.9.2022, directing appellant to remove office objections within a period of 14 days, failing which, the registration shall be refused. However, it is an inadvertent mistake on the part of the clerk that he failed to deposit deficit court

fees within a period of 14 days. Therefore, registration was refused by learned Registrar (Judicial), and hence this order for dismissal was passed on 8.9.2022.

2. The affidavit of concerned clerk is placed on record supporting the application. As such, the application is allowed. The order passed by Registrar (Judicial) dated 8.9.2022, is hereby set aside.

3. The Registry is directed to restore Second Appeal on its original stamp number.

4. After restoration of the second appeal, learned counsel for appellant to remove office objections within two weeks.

5. The Misc. Civil Application is disposed of.

(SMT. M.S. JAWALKAR, J.)