



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

CIVIL APPLICATION (CAO) NO. 1210/2023 IN
MISC. CIVIL APPLICATION STAMP NO. 18643/2023

IN
SECOND APPEAL STAMP NO. 5656/2023

Subhash Bapurao Yeolekar

Vs.

Raju Dnyaneshwar Gafat 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 P.A. Dharaskar, Advocate for applicant

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

DATE : 04/10/2023

Present application is filed for condonation of delay in filing restoration application. There is delay of 34 days. It appears that matter was listed before the Registrar (Judicial), as there were objections. Fourteen days time was granted to remove office objections vide order dated 06/07/2023. As such, period was expired on 21/07/2023. As counsel for appellant was not aware about passing of the conditional order dated 06/07/2023, the office objections remained to be removed. This fact came to the knowledge when matter was circulated by the counsel.

2. Application is supported by the affidavit of learned counsel. As such, I am inclined to allow the application.

3. Accordingly, the application is allowed.

4. Delay in filing application for restoration is hereby condoned.

5. Registry is directed to register Misc. Civil Application.

MISC. CIVIL APPLICATION STAMP NO. 18643/2023

Present application is filed for restoration of Second Appeal Stamp No. 5656/2023, registration of which was refused by the Registrar (Judicial), for want of removal of office objections.

2. For the reasons stated in the application, order passed by learned Registrar (Judicial) dated 06/07/2022, is hereby set aside.

3. The Registry is directed to register Second Appeal Stamp No. 5656/2023, to its original number.

4. After restoration of the same, appellant to remove office objections within two weeks.

5. Application stands disposed of.

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