

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

CIVIL APPLICATION (CAO) NO. 97 OF 2023
IN
MISC. CIVIL APPLICATION (ST.) NO. 17956 OF 2022
IN
SECOND APPEAL (ST.) NO. 12858 OF 2022 (REJ.)

PRAKASH LAXMANRAO PAJGADE (DEAD) THR. LRS. I) SMT. SANGITA PRAKASH PAJGADE AND ORS.

...VERSUS...

SAU. MANGALA @ VEENA KISHOR GULHANE AND ORS.

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

Court's or Judge's order

Shri S.S.Bhalerao, Advocate for appellants/applicants.

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

DATE : 20th MARCH, 2023

The present application is filed for condonation of delay in filing application for restoration of Second Appeal (St.) No. 12858/2022.

2. The Second Appeal (St.) No. 12858/2022 came to be dismissed/refused for want of removal of office objections by the conditional order dated 08/09/2022 passed by Registrar (J). The order of dismissal came to be passed due to inadvertent mistake on the part of the counsel for the appellants.

3. The application is supported by affidavit of learned counsel for the appellants. For the reasons stated in the application, application is allowed. Delay in filing restoration application is hereby condoned, subject to costs of Rs. 500/- to be paid to Vidarbha Lady Lawyers' Association, Nagpur.

4. Registry is directed to register the restoration application bearing MCA (St.) 17956/2022.

5. Accordingly, the application is disposed of.

MISC. CIVIL APPLICATION (ST.) NO. 17956 OF 2022

The present application is filed for restoration of Second Appeal (St.) No.12858/2022.

2. The Second Appeal (St.) No. 12858/2022 came to be dismissed/refused for want of removal of office objections by conditional order dated 08/09/2022 passed by Registrar (J).

3. The application is supported by affidavit of learned counsel for the appellants. For the reasons stated in the application, application is allowed. The order dated 22/09/2022 passed by Registrar (J) is hereby set aside.

4. Registry is directed to register the Second Appeal on its original stamp number after payment of costs as per order passed above in CAO No. 97/2023.

5. After registration of Second Appeal (Stamp), the appellants to remove office objections within two weeks.

6. Accordingly, the application is disposed of.

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