



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO.1981 OF 2024
IN
SECOND APPEAL NO.463 OF 2018

Dattatraya Nivrutti Dune and Anr.

... Applicants.

Versus

Fulabai Kom Damu Nanavare (since deceased),
through LR's and Ors.

... Respondents.

Ms. Kanta Shinde i/by Mr. A.B. Tajane, for the Applicants.

CORAM : SHARMILA U. DESHMUKH, J.

DATE : FEBRUARY 28, 2024

P. C.:

1. Not on board. Mentioned. Taken on board.
2. Interim Application has been preferred seeking recall of the conditional order dated 16th April, 2019 and for condonation of delay of 8 months caused in preferring the Application. By the conditional order, four weeks time was granted to supply the spare copies for issuing the notice to the sole-respondent and for non-compliance of the said order failing which, the Second Appeal to stand dismissed.
3. For the reasons stated in the Application, the delay is condoned. Application is allowed. Second Appeal is restored to file.

(Sharmila U. Deshmukh, J.)