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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 13800 OF 2023
IN
REJECTED CASE NO. 355 OF 2020**

Sonaba Baburao Kadam and Ors ... Applicants

vs.

Jagannath Tatya Parit (since decd thr. Lrs) ... Respondents
Dilip Jagannath Parit and Ors

Mr. Sumit Kate h/f. Mr. Uday P. Warunjikar, for Applicants.

CORAM : GAURI GODSE, J.

DATED : 3rd DECEMBER 2024

ORDER:

INTERIM APPLICATION NO. 13800 OF 2023.

1. This application is for restoration of the second appeal with a prayer to recall the conditional order passed by the learned Registrar (Judicial-II). There is delay in filing the application.

2. Learned counsel for the applicants submits that the reasons for the delay and for not taking steps within time are explained in the application. He further submits that when the conditional order was

passed, the respondent were not represented in the second appeal.

3. In the facts and circumstances of the case, delay is condoned and the application is allowed in terms of prayer clauses (a) and (b), subject to learned advocate for the applicants remove all office objections within six weeks from today.

4. If the objections are removed, office is directed to register the second appeal and list it for admission under the caption for 'fresh admission'.

(GAURI GODSE, J.)