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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1307 OF 2018

WITH

CIVIL APPLICATION NO. 573 OF 2018

WITH

CIVIL APPLICATION NO. 572 OF 2018

IN

SECOND APPEAL ST NO. 21776 OF 2017

Mr. Aabaji Raghunath Gowade

.....Applicant

Vs.

Mr. Jagnnath Vinayak Kudtarkar

.....Respondent

Mr. R. N. Kachave for the applicant

CORAM : GAURI GODSE, J.

DATE : 9th SEPTEMBER 2024

ORDER:

1. This application is for setting aside the conditional order passed by the learned Registrar (Judicial-II) granting time to remove office objections.

2. Learned counsel for the applicant submits that since the applicant was unable to remove office objections within time, the conditional order operated and the application for condonation of delay

stood dismissed. He submits that the reasons for not removing office objections within time and the delay in filing the application are explained in the application. He further submits that all the office objections shall be removed within four weeks from today. Learned counsel for the applicant submits that the respondents were not represented in the application for condonation of delay when the conditional order was passed.

3. For the reasons stated in the application, delay in filing the application is condoned and the application is allowed in terms of prayer clause (a) and (b) subject to learned advocate for the applicant removing all office objections within eight weeks from today. It is clarified that if the office objections are not removed within time as granted, present application will stand dismissed without further reference to the Court.

4. If office objections are removed, list the application under the caption for “Urgent Orders” on 3rd December 2024.

[GAURI GODSE, J.]