

FARAD CONTINUATION SHEET NO.
THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 495 OF 2024
ALONGWITH
INTERIM APPLICATION NO. 7173 OF 2024

Office Notes, Office Memoranda of Coram,
appearance, Court's Orders or directions and
Registrar's orders

Court's or Judge's order

CORAM : SHRI S. R. AGRAWAL
REGISTRAR (JUDL -II)

DATE : 14/08/2024

None Present

The above numbered First Appeal is listed for second time on the Board of Registrar for supplying copies. Already three weeks time was granted. However, despite of granting three weeks time, the Advocate for the Appellant has not supplied copies for issuing Notices to respondent Nos. 1 and 3 to 5 (respondent No. 2 is minor).

In view of provisions under Chapter VII, Rule 2 (iii) of the Bombay High Court Appellate Side Rules, 1960 matters to be dismissed for non-prosecution in case of default of payment of process fees and failure to supply copies – Immediately after the expiry of the time prescribed in the foregoing sub-rules of this rule for the supply of copies, the Office shall place before the Registrar all such matters in which the process fees have not been paid and/or the copies have not been supplied within the prescribed time, and the Registrar shall dismiss all such matters for failure to prosecute.

As such, the prescribed time to supply copies, as provided under Rules, 1960 has been expired. 03

weeks time was granted, but all in vain. The matter is lying ideally without any progress as learned Advocate for the Applicant has not taken any steps. However, instead of passing order of dismissal outrightly, it would be just and proper to give one more opportunity to supply the necessary copies.

In turn, two weeks time is granted with directions to supply necessary copies without fail. On failure, the First Appeal would stand dismissed against respondent Nos. 1 to 5 alongwith Interim Application, if any without further reference to the Court of Registrar. If copies supplied, notice returnable date be extended for ten weeks.

Sd/-
REGISTRAR (JUDL-II)

sat-R(J-II)-14.08.2024