



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

MISC. CIVIL APPLICATION NO. 274 OF 2024

IN

SECOND APPEAL NO. 275 OF 2001 (D)

Ramdas S/o. Waydhan Gadlinge (dead) through LRs

Vs.

Gyanchand Nanuram Kriplani (dead) through Lrs.

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri P. S. Patil, Advocate for applicants.

Shri S. A. Mohta, Advocate for non-applicant.

CORAM :- M. W. CHANDWANI, J.

DATED :- 19.06.2024

Heard.

2. The application seeks to restore the appeal, which came to be dismissed on 16.10.2023 for non-prosecution.

3. The contention is that the counsel for the applicants was not well and advised to take bed rest. Accordingly, he continued the treatment and was not in a position to attend the Court work.

4. The learned counsel for the non-applicants submitted that the application may be allowed.

5. Considering the reason mentioned in application as well as no objection of the learned counsel for the non-applicants, the application is allowed.

6. Second Appeal No. 275/2001 is restored to file.

SECOND APPEAL NO. 275 OF 2001

7. List the matter for final hearing in the weeks commencing from 01.07.2024.

(M. W. CHANDWANI, J.)