



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

CIVIL APPLICATION NO.1317/2025

IN

MISC. CIVIL APPLICATION ST. NO.27241/2025

IN

FIRST APPEAL NO.602/2010 (D)

Debashish Prabhat Chowdhury

Vs.

Sudhakar Vinayakrao Ingole and another

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

Court's or Judge's orders

Shri D.P. Chowdhury, present in-person

CORAM : PRAVIN S. PATIL, J.

DATE : 10.12.2025

Heard.

2. In the present matter, the appellant appeared in-person. The perusal of the record shows that this Court on 18.09.2025, discharged Advocate Shri Pimpalkhute appearing on behalf of the appellant. As the present applicant was interested to prosecute the present appeal in-person.

3. Accordingly, he was referred to the Committee to verify whether he is eligible to prosecute the present appeal in-person. After the report of the Committee, the appellant was permitted to prosecute proceedings in-person.

4. After the report of the Committee, this matter was listed before this Court on 06.10.2025, 10.10.2025,

13.10.2025, the appellant did not appear in the matter. Therefore, this Court was constrained to dismiss the appeal for want of prosecution.

5. After dismissal of the appeal, the application is moved for restoration of the appeal along with an application for condonation of delay.

6. The applicant raised a grievance that he was not informed the dates by the office, therefore, he was unable to attend the proceedings. Such reason is not permissible because it is not expected that this Court will communicate each and every date to the appellant. It is for the appellant to be vigilant and attend the proceeding before this Court.

7. Today, the appellant undertakes to this Court that he will attend the proceedings, if the appeal is restored by this Court.

8. In view of this factual position and the statement of the applicant, issue notice to the respondents, returnable on 13.01.2026.

9. The applicant is permitted to serve the respondents by all permissible modes of service in addition to the regular mode of service.

(PRAVIN S. PATIL J.)