

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/MISC. CIVIL APPLICATION (FOR RESTORATION) NO. 1948 of 2026
In
R/CIVIL APPLICATION/128/2026
In
F/TAX APPEAL/36068/2025

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PRINCIPAL COMMISSIONER OF INCOME TAX-1 & ANR.
Versus
SANJAYBHAI DAMJIBHAI GOLAKIYA

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Appearance:
KARAN G SANGHANI(7945) for the Applicant(s) No. 1,2

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CORAM: **HONOURABLE MR. JUSTICE BHARGAV D. KARIA**
and
HONOURABLE MR. JUSTICE PRANAV TRIVEDI

Date : 06/08/2026
ORAL ORDER

(PER : HONOURABLE MR. JUSTICE BHARGAV D. KARIA)

1. Heard learned Senior Standing Counsel
Mr. Karan Sanghani for the applicant.
2. This Misc. Civil Application is filed
for restoration of Civil Application
No. 128 of 2026 (for condonation of
delay) which was dismissed for non-
prosecution as the copy of the memo of
the application was not provided by the

applicant, even though the time to supply it was extended.

3. Learned Senior Standing Counsel Mr. Karan Sanghani submitted that due to a communication gap, the clerk on record could not inform him about the order passed extending the time to supply a copy of the application and therefore, a copy could not be supplied.

4. It was submitted that such facts came to the knowledge only when the matter was listed on 09.04.2026 before the Additional Registrar (Judicial) for registration.

5. Considering the above explanation, the application is allowed. Civil

Application No. 128 of 2026 is ordered to be restored to file on the condition of depositing Rs. 500/- with the Gujarat High Court Advocate's Library.

Misc. Civil Application is disposed of.

(BHARGAV D. KARIA, J)

(PRANAV TRIVEDI, J)

JYOTI V. JANI