

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/CIVIL APPLICATION (FOR CONDONATION OF DELAY) NO. 6191 of  
2025****In R/MISC. CIVIL APPLICATION/190/2026  
In F/FIRST APPEAL/4775/2021****With  
R/MISC. CIVIL APPLICATION NO. 190 of 2026  
In  
F/FIRST APPEAL NO. 4775 of 2021**

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**NEPTUNE TEXTILE MILLS LTD  
Versus  
GALIBEN KANTIBHAI DABHI & ORS.**

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**Appearance:  
MR HAMESH C NAIDU(5335) for the Applicant(s) No. 1**

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**CORAM:HONOURABLE MRS. JUSTICE M. K. THAKKER****Date : 20/01/2026****ORAL ORDER****ORDER IN CIVIL APPLICATION (FOR CONDONATION OF DELAY)  
NO. 6191 of 2025**

1. Learned advocate Mr. Naidu for the applicant submits that the matter was dismissed for non-removal of office objections and thereafter the applicant moved for the restoration by filing Misc. Civil Application No.558 of 2025, wherein this Court has directed to remove the office objections within a period of one week from the date of order. Learned advocate Mr. Naidu submits that the main objection which is raised by the office was with regard to the non-production of the challan of the deposit.

It is submitted by the learned advocate Mr. Naidu that though the amount was deposited on 22.10.2024, however, in absence of the challan which was issued by the learned Commissioner under workman compensation Act, the matter was again dismissed for non-removal of the office objections.

2. It is submitted by the learned advocate Mr. Naidu that now the challan has been issued and he is producing the same. It is submitted by the learned advocate Mr. Naidu that due to non-receipt of the challan, the restoration application could not be filed in time and consequently delay of 1161 days was caused in filing the restoration application.

3. Considering the submissions made by learned advocate Mr. Naidu and the averments stated in the application, the application is allowed and the delay of 1161 days in filing the restoration application is condoned.

**ORDER IN MISC. CIVIL APPLICATION NO. 190 of 2026**

1. Learned advocate Mr. Naidu for the applicant submits that the first appeal came to be dismissed for non removal office objections and if this application is allowed and first appeal would restore to its original file then all office objections would

be removed within a period of one week from today.

2. Considering the above submissions, present application for restoration is allowed and F/First Appeal No.4775 of 2021 is restored to its original file/s. Registry is directed to list the main matter in *seriatim*.

3. It is clarified that if the office objections would not be removed again, the matter would be dismissed for default without the further reference to this Court.

Vikramsinh Amarsinh

**(M. K. THAKKER,J)**