

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

49 FIRST APPEAL (STAMP) NO.34851 OF 2022
WITH CA(ST)/34853/2022 IN FAST/34851/2022 WITH
CA(ST)/34855/2022 IN FAST/34851/2022

SK. AZIM MAGANBHAI (DIED) THR LRS. SK. MAINODDIN (DIED)
THR LRS. SK. GAURIBAI SK. MAINODDIN AND ORS
VERSUS
THE STATE OF MAHARASHTRA, THROUGH COLLECTOR, BEED
...

CORAM: VIMALNATH S. TIWARI
REGISTRAR (JUDL)

DATED: 14/02/2023

1. Learned Advocate Mr. V.B. Dhage is present for the appellants. He seeks four weeks time to remove office objections.
2. The present First Appeal came to be listed for the third time on the board of Registrar (Judicial). This matter came to be filed in the year 2022. However, no steps appears to have been taken.
3. It is necessary to state here that this matter was listed on the board of Registrar (Judicial) for the first time wherein two weeks time was granted for the purpose of removing office objections. Subsequently, having not taken any steps, the matter was again listed for the second time and even at this stage, no steps

were taken to remove the objections. Eventually, in the interest of natural justice, one more week time was granted for the said purpose. In totality, three weeks time was granted till today. However, the appellants appear to be not keen to remove the office objections and proceed with this matter. In these circumstances, fitness of thing requires refusal of registration instead of keeping this matter pending without any steps been taken. However, instead of passing any stringent order outrightly, I am of the considered view that in the interest of natural justice, one more opportunity needs to be given as requested by the learned Advocate for the appellants, which opportunity cannot be without any condition and I therefore, pass following order.

ORDER

Three more weeks time is granted to remove the office objections. It is also made clear that on failure on the part of appellants to remove the office objections within stipulated period of two weeks as stated herein, the registration of the said First Appeals shall stand automatically refused without any further reference to the Court of Registrar (Judicial).

REGISTRAR (JUDL)