



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

CIVIL APPLICATION (CAO) NO. 668 OF 2024
IN
MISC. CIVIL APPLICATION (ST) NO. 1145 OF 2024
IN
FIRST APPEAL NO. 1033 OF 2019

Smt. Malatai wd/o Ghanshyam @ Pramod Kale and Ors.

Vs.

Pathan Mahamadhanif Inayatkhan and Ors.

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

Court's or Judge's Orders.

Mr. Pratik M. Jain, Advocate h/f Mr. M.R. Joharapurkar,
Advocate for applicant.

Ms. Alpana Ingolikar, Advocate for respondent No.3.

CORAM : ROHIT W. JOSHI, J.

DATE : 06.02.2025.

The learned counsel for the applicant states that the non-applicant No.1-Pathan Mahamadhanif Inayatkhan has expired. He seeks deletion of the name of non-applicant No.1. Permission to delete the name of non-applicant No.1 is granted.

2. First Appeal No.1033/2019, was dismissed-in-default on account of failure on the part of the appellant to file private paper book within the

period stipulated by this Court vide order dated 07.09.2023. The applicant has filed an application for restoration of the appeal. There is a delay of 18 days in filing restoration application.

3. For the reasons mentioned in the application, the delay is condoned.

Mis. Civil Application (Stamp)No.1145/2024

For the reasons mentioned in the application, the First Appeal No.1033/2019 be restored to file, subject to condition that private paper book will be filed within a period of two weeks from today.

First Appeal No.1033/2019

On oral motion made by the learned counsel for appellant, permission is granted to delete the name of respondent No.1- Pathan Mahamadhanif Inayatkhan, who is reported to be dead.

(ROHIT W. JOSHI, J.)