

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2005 OF 2009

IN

WRIT PETITION NO. 1828 OF 2007

Sanjay Maruti Kamble

.... Applicant/
Petitioner

vs

The Commandant – Central Industrial
Security Force and ors

.... Respondents

Ms. Sangita S. Survase for the Applicant/petitioner.

Ms. Pornima Awasthi for the respondents.

**CORAM: ANOOP V. MOHTA AND
N.M. JAMDAR, JJ.****DATE : December 24, 2014****P.C.:**

Considering the averments made specifically in paragraphs 2 and 3 and also for the fact that when the matter was dismissed at the admission stage, none appeared for the Respondents for want of service. For the default of Advocate, the Petitioner should not suffer. On merits of the matter as the dismissal in such fashion results into dismissal of his main case also. The matter is pertaining to removal of service.

2 Therefore, in view of above, Civil Application is allowed in terms of prayers (a) and (b). No costs.

3 The main matter be listed for admission after ensuing Christmas vacation.

(N. M. JAMDAR, J.)

(ANOOP V. MOHTA, J.)