

FARAD CONTINUATION SHEET
IN THE HIGH COURT OF JUDICATURE AT BOMBAY.
CIVIL APPELLATE SIDE JURISDICTION.

CIVIL APPLICATION NO.618/2013
IN
CIVIL APPLICATION NO.176/2010
IN
SECOND APPEAL NO.186/1988

Office Notes, Office Memoranda of Coram, Appearances, court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. N. V. Bandiwadekar for the Applicant
Mr. Srikant Yadav for the Respondent Nos.1A to 1D.

CORAM : K. K. TATED, J.
DATE : OCTOBER 20, 2015

P.C.:

1. Heard. This Application is made by the Defendant for restoration of Civil Application No.176/2010 which was dismissed for default. The said Civil Application No.176/2010 was made by the Applicant for restoration of the Second Appeal No.186/1988, which was dismissed for default by order dated 06/11/2006.

2. The learned counsel for the Respondent submits that they have no objection to condone the delay, however, the Applicant must pay cost of Rs.25,000/-.

3. The learned counsel for the Applicant agrees to pay cost of Rs.25000/- to Respondent Nos.1A to 1D – original Plaintiff within 4 weeks from today. Statement is accepted.

4. Hence, by consent, following order is passed:

a. Delay in making the Civil Application is condoned.

b. Civil Application No.176/2010 is restored to file for hearing on merits.

c. The Applicant to pay cost of Rs.25000/- to Respondent Nos.1A to 1D within 4 weeks from today.

d. Cost to be paid in the name of Respondent No.1C Rajendra Jaising Jadhav.

e. Civil application stands disposed off accordingly.

JUDGE