

IN THE HIGH COURT OF JUDICATURE AT MUMBAI

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.613 OF 2015

IN

SECOND APPEAL NO.37 OF 1993

(Parsharam S. Dhumal and another Vs. Shamrao M. Dhumal (dec'd.) through heirs)

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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Ms Pratibha Shelke i/b. Mr. P. J. Thorat for Applicants.
Mr. Sandeep Mahadik i/b. Mr. L. S. Gaikwad for Respondents
No.1 to 7.

CORAM : R. G. KETKAR, J.**DATE : 10TH APRIL, 2015****P.C.:**

Heard Ms Shelke, learned Counsel for applicants and
Mr. Mahadik, learned Counsel for respondents No.1 to 7.

2. This is an application for recalling the order dated 06.02.2015 by which Second Appeal was dismissed in default. Ms Shelke assures that after restoration of the Appeal, appellants will proceed with the matter on merits. Office remark shows that the Appeal stood abated against respondents No.9 and 10 as per the order dated 08.09.2011.

3. In view of the assurance as also for the reasons stated in the application, Civil Application is allowed in terms of prayer clauses (a) and (b) with no order as to costs. Second Appeal No.37 of 1993 is restored to the file of this Court.

(R. G. KETKAR, J.)