

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO.1338 OF 2011
IN
SUIT NO.1538 OF 1997**

Abode Construction Ltd. ... Applicant/Plaintiff
versus
City and Industrial Development
Corporation of Maharashtra Ltd. and Ors. ... Defendants

Mr. Kishore M. Jawle, for Plaintiff.
Ms. Bhansali i/by M/s. G.S.Hegde and Associates, for Defendant.

CORAM: S.J. KATHAWALLA, J.

DATE: 24th NOVEMBER, 2015

P.C.:

1. Perused the Notice of Motion and the Affidavit in support thereto.
The Notice of Motion is allowed in terms of prayer clause (a), which is reproduced hereunder :

“(a) that this Hon'ble Court be pleased to set aside the order passed on 24-03-2011 dismissing the suit for non-prosecution and restore the Suit to file”;

2. The Notice of Motion is accordingly disposed of.
3. Place the Suit for Directions on 27-11-2015.

(S.J.KATHAWALLA, J.)