

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.237 OF 2015
IN
FAMILY COURT APPEAL NO.62 OF 2009

Javed s/o Late Hamid Kasam

Jugari & Ors.

..... Applicants/Appellants

V/s

Smt. Praveen Jugari

..... Respondent

Mr. M. Arshad Haindaday for the Applicants/Appellants.

Mr. D.R. Tiwari for the Respondent.

CORAM : A.S. OKA &
A.A. SAYED, JJ.

DATED : 14 JULY 2016

ORDER:

Heard learned Counsel appearing for the Applicant. Family Court Appeal preferred by the Applicants was dismissed for non-prosecution on 9 October 2014 as none appeared for the Applicants when the Appeal was called for final hearing. Perused the averments made in the paragraphs 10 and 11 of the Application which show that the Advocate appearing for the Applicants was prevented due to sufficient cause from remaining present before the Court. Hence, a case for restoration is

made out. Accordingly, the Application is allowed in terms of prayer clause (a). Appeal shall be immediately added to the appropriate weekly Board.

(A.A. SAYED, J.)

(A.S. OKA, J.)

katkam