

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.522 OF 2016
IN
FIRST APPEAL NO.1382 OF 2009

Shaligram Brijmohan Pandey ... Applicant

Vs.

Shri Shankar Govind Yadav ... Respondent

Mr.Rakesh Sawant i/b A.B. Desai for the Applicant
Mr.T.J. Mendon for Respondent

CORAM: MRS.MRIDULA BHATKAR, J.

DATE: 10th FEBRUARY, 2016

P.C.:

1. This application is moved for restoration of the First Appeal. The learned Counsel for the applicant submits that this appeal was admitted by this Court vide order dated 29.9.2010 and the appellant was directed to file private paperbook. The learned Counsel submits that accordingly, the appellants had filed paperbook within the stipulated period. However, copies of the memo of First Appeal were not supplied and, therefore, by order dated 24.9.2014, the appeal was dismissed.

2. Mr.Mendon is appearing for the respondent.

3. In view of the submissions of the learned Counsel for the parties, the order dated 24.9.2014 is set aside. Appeal is restored to file. The

applicant is directed to furnish copies of the appeal memo and the Civil Application immediately to the respondents.

4. Civil Application is disposed of accordingly.

(MRIDULA BHATKAR, J.)