

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.1173 OF 2015
IN
APPEAL FROM ORDER NO.1074 OF 2012**

Mukund K. Mehta .. Applicant
Vs.
Evergreen Tenants' CHS Ltd. .. Respondent

Mr. Shamrao Gore for the applicant.
None for the respondent.

CORAM : R.D. DHANUKA, J.
DATE : 4th January 2016

P.C.

. None appears for the respondent when the matter was called out. No affidavit-in-reply is filed by the respondent.

2. For the reasons recorded in the civil application, the order dated 18th June 2015 passed by this Court is recalled. Appeal from Order No.1074 of 2012 along with pending Civil Application Nos.1476 of 2012 and 1595 of 2012 are restored to file.

3. Place the matter on board for 'hearing and final disposal' on 9th February 2016.

R.D. DHANUKA, J.