

IN THE HIGH COURT OF JUDICATURE AT BOMBAY***CIVIL APPELLATE JURISDICTION*****CIVIL APPLICATION NO. 1600 OF 2015****IN****SECOND APPEAL NO.717 OF 2012****Popat Mahadeo Chavan & Ors.****..... Applicants****VERSUS****Sidhav Jagannath Phadtare & Ors.****..... Respondents**

Mr.V.S.Talkute for the Applicants.

Mr.Akshay Shinde, i/b. Mr.A.M.Kulkarni for Respondent No.1.

CORAM : R.D. DHANUKA, J.**DATED : 29th JANUARY, 2016****P.C.**

Papers are allowed to be produced at 3.00 p.m.

2. By this civil application, the applicants seek restoration of the Second Appeal No.717 of 2012 which is dismissed for default by an order dated 22nd June, 2015. I have heard learned counsel appearing for the applicants and respondent no.1 who is the contesting respondent. For the reasons recorded in the civil application, order dated 22nd June, 2015 passed by this court is recalled. Second Appeal No.717 of 2012 is restored to file. Civil application is disposed of in the aforesaid terms.

3. Place second appeal on board for admission on **10th February, 2016** on Supplementary Board. Till next date, the order dated 18th December, 2015 passed in this civil application to continue in Second Appeal No.717 of 2012.

[R.D. DHANUKA, J.]