

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

**NOTICE OF MOTION NO.802 OF 2016
IN
SUMMARY SUIT (L) NO.1719 OF 2009**

Apsom Infotex LimitedApplicant/Plaintiff

V/s.

Upendra ShahDefendant

None for the parties.

CORAM : K.R.SHRIRAM,J
DATE : 1st OCTOBER,2016

P.C.:-

1 This notice of motion is for restoration of the suit that came
to be dismissed under Rule 986 of the Bombay High Court (O.S.)
Rules as per order dated 11th August, 2009 for non removal of office
objections.

2 This notice of motion has been taken out only in February, 2016, i.e., almost 7 years after the dismissal of the suit. Nobody is present in court today for the plaintiff.

3 I have gone through the affidavit in support of the notice of
motion and I find that there is no explanation for the delay of almost
7 years in taking out the present notice of motion.

4 Therefore, the notice of motion is dismissed.

(K.R.SHRIRAM,J)