

Vat

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

NOTICE OF MOTION No. 2357 OF 2016

IN

APPEAL (L) No. 214 OF 2012

IN

NOTICE OF MOTION No. 1243 OF 2012

IN

SUIT No. 1055 OF 2011

Manubai @ Motibai Niklaw Vaity and Ors.Applicants

In the matter between

Smt. Manubhai @ Motibai Niklaw Vaity and Ors.Appellants

Vs.

Anil R. Agarwal and Anr.Respondents

Sean Wassoodew a/w. Rupesh Manohare a/w. Vijaya S. Ingale for
Applicants/Appellants

Mr. Subir Chakrabarti I/b. Vidhi Partners for Respondent No.1

Ms. Parna Deokar for Respondent No.2

***CORAM : V. M. KANADE &
Mrs. SWAPNA S. JOSHI, JJ***

DATE : OCTOBER 17, 2016

P.C. :

1. Delay of 152 days in filing the Notice of Motion is condoned.
2. The impugned order dated 10th December, 2015 dismissing the appeal for want of prosecution by the Prothonotary & Senior Master , High Court, Bombay is recalled. Appeal is restored to the file. Notice

of Motion No. 2357 of 2016 is accordingly allowed and disposed of in terms of prayer clauses (a) and (b)

3. Four weeks' time is granted to remove the office objections.

Mrs. SWAPNA S. JOSHI, J.

V.M. KANADE, J.

Vaishali Tikam