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IN THE HIGH COURT OF JUDICATURE AT BOMBAY**ORDINARY ORIGINAL CIVIL JURISDICTION****NOTICE OF MOTION NO.317 OF 2016****IN****WRIT PETITION NO.797 OF 2005**

Smt. Premlata Bharmal Lodha

..Applicant

In the matter between

Smt. Premlata Bharmal Lodha

..Petitioner

Versus

Union of India & Ors.

..Respondents

.....
 Ms. Vaishali M. Chaudhari for the Applicant.

**CORAM: M. S. SANKLECHA &
 A. K. MENON, JJ.**

DATE : 19th AUGUST, 2016

PC.:

Ms. Chaudhari, the learned counsel appearing in support of the applicant has filed an affidavit of service dated 11th August, 2016. However, none appears for the Revenue.

2. Notice of Motion seeks a recall of the order dated 23rd June, 2016 dismissing this petition for non-prosecution.
3. We have perused the affidavit in support of the notice of motion

filed by the Advocate appearing for the applicant. We are satisfied with the reasons stated therein for her inability to be present when the petition was called out for final hearing on 23rd June, 2016.

4. Therefore, we recall our order dated 23rd June, 2016 and needless to state that on recall of the order dated 23rd June, 2016, the order dated 28th March, 2005 passed on admission and granting interim relief stands revived.

5. Notice of Motion allowed in terms of prayer clause (a).

(A. K. MENON, J.)

(M. S. SANKLECHA, J.)