

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

**CIVIL APPLICATION NO. 602 OF 2017
IN
WRIT PETITION NO. 3539 OF 2002**

The Superintendent, Central Hospital ... Applicant
vs.

Smt. Kalpana Shrikirshan Kumawat ... Respondent

Mrs. Vaishali Nimbalkar, A.G.P. for the applicant.
Mrs. Shilpa Desai i/by I. R. Kulkarni, for the respondent.

Coram : K. K. Tated, J.
Date : 22nd March, 2017

P.C. :

1. Heard the learned counsels for the parties.
2. This application is for restoration of Writ Petition No. 3539 of 2002, which was dismissed for default by order dated 05/01/2017.
2. Considering the submission made by learned A.G.P. Mrs. Nimbalkar, for the applicants and averments made in civil application, I satisfy that the applicants have made out case for allowing this civil application. Hence following order :

Order

1. Order dated 05/01/2017 passed by this Court is recalled.
2. Writ Petition No. 3539 of 2002 is restored on file for hearing on its own merits.
3. The learned counsel Mrs. Desai, for the respondent, waives service in Writ Petition No. 3539 of 2002.
4. Civil Application stands disposed off accordingly.

[K. K. TATED, J.]