

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****CIVIL APPLICATION NO.1573 OF 2015****IN****REJECTED CASE NO.1038 OF 2015**

Najaroddin Gafurso Inamdar

....Applicant

vs.

Alam Akbar Mulani and Ors.

...Respondents

....

Mr. S.B. Kalel, for the Applicant.

Mr. A.S. Joshi, for Respondent No.1.

.....

CORAM : S.C. GUPTE, J.**DATED : 20 JANUARY 2017****P.C. :**

. This Civil Application is for recall of a dismissal order passed in Civil Application No.155 of 2013. That Civil Application was for condonation of delay in filing the present Second Appeal. The Civil Application was dismissed for default. The present Civil Application explains the reasons for default. For the reasons stated in the Civil Application, the order of dismissal passed in Civil Application No.155 of 2013 is recalled and set aside and the Civil Application is restored to file. Civil Application No.155 of 2013 to come up on board for orders on 3 February 2017.

2. The Applicant is permitted to amend Civil Application

No.155 of 2013 in terms of order dated 24 April 2015 within a period of ten days from today.

(S.C. GUPTE, J.)