

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

**REVIEW PETITION NO. 115 OF 2017
IN
WRIT PETITION NO. 5321 OF 1996**

Shri Balu Ishwara Garje & Anr ...Petitioners
Versus
Shri Mahadeo Vithalrao Deshmukh ...Respondent

Mr.Vijay Dinkarrao Patil for the Petitioners.

None present for the Respondents.

CORAM : M. S. SONAK, J.

DATE : 13th OCTOBER 2017

P.C.

1. Not on board. Upon production, taken on board.
2. For the reason set out in the Civil Application order dated 15th September 2017 is recalled.
3. Mr.Vijay Patil points out that infact, the matter was mentioned on 15th September 2017 itself after the closing hours and this Court has indicated that the order dismissing the petition for non-prosecution will not be signed. However, the order was signed and uploaded, possibly because this circumstances was not

brought to my notice.

4. In any case, sufficient cause is now shown and therefore, the order dated 15th September 2017 is hereby formally recalled and Writ Petition No.5321 of 1996 is restored to the file and Review Petition, which was, mere in the nature of the review is disposed of.

(M. S. SONAK, J.)