

Anand

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

**CIVIL APPLICATION NO. 1415 OF 2016
IN
WRIT PETITION NO. 3159 OF 2011**

Maruti Parshuram Magar .Applicant

Vs.

Balaso Shankar Magar & ors. .Respondents

Mr. Shailesh Chavan i/b. Mr.Milind Deshmukh, Advocate, for the Applicant

Mr. S.A.Inamdar i/b. Mr. K.B.Sonwalkar, Advocate, for the Respondent Nos.1 to 5

CORAM : R.G.KETKAR, J.

DATE : 24.02.2017

P.C.

. Heard Mr. Chavan, learned counsel for the Applicant and Mr. Inamdar, learned counsel for the Respondent Nos.1 to 5.

2. This is an Application for re-calling the Order dated 02.07.2015. By that order, Petition was dismissed in default and Rule was discharged with no order as to costs.

3. For the reasons stated in the Application, Civil Application is allowed in terms of prayer clauses (a) & (b) with no order as to costs.

4. Writ Petition No. 3159 of 2011 is restored to its original position. Order accordingly. To be added to the Weekly Board.

(R.G.KETKAR, J.)