

(NMAL 570 of 2017)

vat

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION (L) No. 570 OF 2017
IN
APPEAL (L) No. 115 OF 2016
IN
NOTICE OF MOTION (L) No. 1916 OF 2015
IN

SUIT No. 424 OF 2008

Dr. Abdur Razak Ismail Holy and Anr. ...Applicants

In the matter between

Dr. Abdur Razak Ismail Holy and Anr.Appellants
(Org.Plaintiffs)

Vs.

Aku Gariib Wangre and Ors.Respondents
(Org. Defendants)

Ms. Firdaus Moosa i/b. Prakash Mahadik for Appellants
None for Respondents

**CORAM : V.M. KANADE &
C.V. BHADANG, JJ**

DATE : MARCH 30, 2017

P.C. :

1. Heard the learned counsel appearing on behalf of the Applicant.
2. For the reasons stated in the affidavit in support of the notice of motion, the delay caused in filing the notice of motion is

(NMAL 570 of 2017)

condoned. We are informed that the office objections are removed. Hence, the order dated 5th May, 2016 passed by the Prothonotary and Senior Master, High Court, Bombay under Rule 986 of the High Court, Original Side Rule, rejecting the appeal for non-removal of office objections is set aside / recalled and appeal is restore to the file. Notice of motion is accordingly allowed and disposed of in terms of prayer clause (a) and (b).

[C.V. BHADANG, J.]

[V.M. KANADE, J.]

Vaishali Tikan