

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

**NOTICE OF MOTION NO. 15 OF 2017
IN
WRIT PETITION NO. 714 OF 2003**

K.D.Deshpande Applicants
(since deceased through L.Rs.)
Sunanda Krishnarao Deshpande
and Ors.

IN THE MATTER BETWEEN :

K.D.Deshpande Petitioners
(since deceased through L.Rs.)
Sunanda Krishnarao Deshpande
and Ors.

Versus

Chief Commissioner of Income Tax Respondents
and Ors.

- Mr. S.N.Pillai for Petitioners/Applicants.
- None for Respondents.

**CORAM : R. M. BORDE AND
A. S. GADKARI, JJ.
DATE : MARCH 08, 2017.**

P.C.

. Notice of Motion is moved for recalling the order passed by this Court on 23rd November 2016 dismissing the Petition for want of prosecution.

2. Heard.

3. For the reasons stated in the Affidavit in support of Notice of Motion, the Notice of Motion deserves to be allowed and the same is accordingly allowed.

4. The order passed by this Court on 23rd November 2016 dismissing the Petition for want of prosecution is recalled.

5. The Petition be restored to its file.

6. Notice of Motion is accordingly disposed of .

[A. S. GADKARI, J.]

[R. M. BORDE, J.]