

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

**CIVIL APPLICATION NO. 887 OF 2017
IN
APPEAL FROM ORDER NO. 1074 OF 2012**

Mukund K. Mehta	...	Applicant
V/s.		
Evergreen Tenants Co-operative Housing Society Ltd.	...	Respondent

- None for the Applicant.
- Mr.Sunny P. D'souza i/b. Ms.Usha Trivedi for the Respondent.

CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.

DATE : 15th OCTOBER, 2018.

P.C. :

1] This is an application seeking restoration of the Appeal which came to be dismissed for default by order dated 05/01/2017. It is pertinent to note that the order dated 05/01/2017 goes to show that the said Appeal was already dismissed for default on 18/06/2015. It was restored on 04/01/2016. Despite that as the Appellant remained absent, it came to be dismissed for default. Even in this Application for restoration of the Appeal, the Applicant and his Advocate are absent.

2] Hence, this Civil Application stands dismissed for default.

[DR.SHALINI PHANSALKAR-JOSHI, J.]