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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 70 OF 2017
IN
CONTEMPT PETITION NO. 14 OF 2015

The President,	... Applicant
Association of Engineering Workers	
vs.	
Mr. P.K. Kothari,	... Respondents
The Chairman cum Managing Direction	
The Richardson & Cruddas & Ors.	

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Mr. P. M. Palshikar i/b. Mahendra M. Agavekar for the Applicant.
 Mr. Dhawani Bokaria i/b. Puranand & Co. for Respondent no. 1

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CORAM : A.K. MENON, J.

DATE : 4th JANUARY, 2018

P. C.

1. This Civil Application is taken out seeking restoration of the contempt petition which came to be dismissed vide order dated 21th December, 2016. There is a delay of 19 days which is sought to be explained in paragraph 3 and 4. It appears that the earlier Advocate for the petitioner had withdrawn from the matter as reflected in the order dated 5th December, 2016. On the adjourned date i.e. on 21st December, 2016 none remained present for the petitioner. Today, it is

submitted that the petitioners could not remain present on 21st December, 2016 on account of change of Advocates and time taken to appoint a new Advocate.

2. This Civil Application is opposed on the basis that this is the second Civil Application is taken out for restoration. On an earlier occasion also this petition came to be dismissed on 14th July, 2015. The same came to be restored on 25th April, 2016 in Civil Application no. 42 of 2016.

3. Having heard the Counsel, I am of the view that the application is liable to be allowed subject to payment of costs of Rs.1000/- to the Maharashtra State Legal Service Authority. Costs to be paid as condition precedent within a period of one week from today. If costs are not paid the petition shall be dismissed without reference to the Court.

4. Civil Application is disposed of in the above terms.

(A.K. MENON, J.)