

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1208/2018
IN
WRIT PETITION NO.11162/2017

Vitthal Dashrath Korhale & Ors.

... Applicants

V/s.

Special Land Acquisition Officer & Ors.

... Respondents

Mr. Nitin P. Deshpande for the Applicants

Mrs. Madhubala Kajale, "B" Panel Counsel for the Respondent State.

**CORAM: K.K. TATED &
B. P. COLABAWALLA, JJ.**

DATED : JULY 4, 2018

P.C. :

1 Heard. By this Civil Application, the Applicant is seeking to recall the order dated 21.03.2018 by which the Writ Petition stood dismissed for non prosecution.

2 Considering the submissions made by the learned counsel for the Applicant, and as the Applicant is ready and willing to pay costs of Rs.5000/-, we are satisfied that the Applicant has made out a case for following order:

- a. Order dated 21.03.2018 is recalled.
- b. The Writ Petition is restored to file for hearing on merits.

- c. The Applicant to pay costs of Rs.5000/-.
- d. Cost shall be paid to Kirtikar Law Library, High Court, Mumbai, within four from today, failing which the Civil Application and the Writ Petition shall stand dismissed without further reference to the court.
- e. Civil application stands disposed off accordingly.

(B. P. COLABAWALLA, J.)

(K.K. TATED, J.)