

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.367 OF 2018
IN
APPEAL FROM ORDER (STAMP) NO.12853 OF 2018
[REJECTED CASE NO.568 OF 2018]

P. Abdul Razzak	 Applicant
V/s.	
Municipal Corporation of Greater Mumbai	 Respondent

Mr. Anand H. Singh for the Applicant.

Mrs. Madhuri More for the Respondent-Municipal Corporation.

CORAM : DR. SHALINI PHANSALKAR-JOSHI, J.

DATE : 27TH SEPTEMBER, 2018.

P.C. :

1. Heard Mr. Singh, learned counsel for the Applicant, and Mrs. More, learned counsel for the Respondent-Municipal Corporation.

2. This is an application for restoration of the Appeal, which came to be dismissed for default for non-removal of office objections and that too, after obtaining the order of interim relief on 4th May 2017.

3. Learned counsel for the Respondent-Municipal Corporation points out that, in view of the dismissal of the Appeal, the suit structure is

already demolished yesterday. The photographs to that effect, along with the 'Demolition Report', is also produced before the Court, which is taken on record and marked "X" for the purpose of identification.

4. In view thereof, the present Civil Application for restoration of the Appeal has become infructuous; hence, the same stands dismissed.

[DR. SHALINI PHANSALKAR-JOSHI, J.]