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

CIVIL APPLICATION NO. 1016 OF 2018
IN
CIVIL APPLICATION NO. 1493 OF 2017
IN
WRIT PETITION NO. 11363 OF 2016

Smt.Sudha wd/o Anant Gavali & Ors.	...Applicants
In the matter between	
Shri.Pitumal Hundomal Rupani	...Petitioner
VS	
The Union of India & Ors.	...Respondents

.....
Mrs Gayatri Nayak with Abhijeet K. Nair i/b R.P.Khobragade for
the Applicants.
Mr B.B.Sharma i/b P.S.Gujar for Respondent No.1.
Mrs P.N.Diwan AGP for Respondent Nos.3 to 5.
.....

**CORAM : K.K.TATED &
B.P.COLABAWALLA, JJ.
APRIL 25, 2018.**

P.C. :

Heard learned counsel for parties.

2 This Civil Application is for restoration of Civil
Application No. 1493 of 2017 which stand dismissed for non-
compliance of the conditional order dated 28th March, 2018.

3 Ms Nayak, learned advocate for the applicant submits
that they have already served copies of Civil Application

No.1493 of 2017 on the other side. The statement is accepted.

4 Considering the submissions made by the learned advocate for the applicant, we are satisfied that the applicant has made out a case for allowing the Civil Application. Hence, the following order.

- (a) The time to comply with the order dated 28th March, 2018 passed in Civil Application No.1493 of 2017 is extended till today;
- (b) Civil Application No.1493 of 2017 is restored to file for hearing on its own merits;
- (c) Civil Application No.1076 of 2018 stands disposed of accordingly. No costs.

(B.P.COLABAWALLA, J.)

(K.K.TATED, J.)