

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

**CIVIL APPLICATION NO.1265 OF 2016
IN
SECOND APPEAL NO.506 OF 2014
IN
REGULAR CIVIL APPEAL NO.95 OF 2011
IN
REGULAR CIVIL SUIT NO.239 OF 2006**

Mr. Vasant Akaram Patil & Anr.Applicants
V/s.
Hirabai Dattu JadhavRespondent

Ms Vrushali Pednekar i/by Mr. Bhushan Walimbe for the Applicants.
Mr. Tushar Khairnar i/by Mr. Umesh Mankapure for Respondent
No.1.

CORAM : M.S. SONAK, J.

DATE : 22nd FEBRUARY, 2018

P.C.

1. Heard the learned counsel for the parties.
2. For the reasons set out in the civil application, the delay is condoned and the order dated 21.10.2015 dismissing the Second Appeal for non-prosecution is recalled. Second Appeal No.506/2014 is therefore, restored to the file of this Court.
3. Accordingly, the civil application is disposed of.
4. Place the Second Appeal for admission on supplementary board on 03.04.2018.

(M.S. SONAK, J.)