

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 1550 OF 2015
IN
SUIT NO. 2688 OF 2006**

Bharat Pramukhlal Patel ...Plaintiff
Versus
Vanita Amrutlal Shah & Ors ...Defendants

Ms Tanya P, i/b MP Vashi & Associates, for the Plaintiff.
Mr Karl Tamboly, i/b Purnanand & Co, for Defendants Nos. 1 to 4.

CORAM: G.S. PATEL, J
DATED: 14th March 2018

PC:-

1. Heard.
2. The Notice of Motion seeks to recall an order of 19th September 2014 and restoration of Suit No. 2688 of 2006. This was after at least three distinct opportunities. The Plaintiff did not appear on 22nd August 2014, 12th September 2014 and 19th September 2014. It is today urged that the previous Advocate do not properly attend to the matter.

3. The Plaintiff is an individual. I will afford a final opportunity but I am making it clear that a further default will not be greeted with same indulgence.
4. The Notice of Motion is made absolute. The Suit is restored to file.

(G. S. PATEL, J)