

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**1081 CIVIL APPLICATION NO.10456 OF 2019
IN FA/4511/2016**

**NEW INDIA ASSURANCE CO LTD THROUGH DIVNL MANAGER DHULE
VERSUS
PIYUSH KARSAN PATEL (DHANDANIYA) AND ANR**

...
Advocate for Applicant : Mr. Deshpande Dhananjay P.
Advocate for Respondent No.1 : Mr. Shrikant S. Patil
...

CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 30th AUGUST, 2019

ORDER :

. Heard both sides.

2. Taking into consideration the fact that due to the absence of learned Advocate for the applicant the appeal was dismissed, but then he says that he had filed sick note and had made arrangement to appear, however, it appears that the advocate with whom, he had made arrangement did not appeared when the matter was called out. Since the advocate for applicant is taking blame on himself, application is allowed.

3. First Appeal No.4511 of 2016 only, is hereby restored by setting aside the order passed by this Court on 20.08.2019.

(SMT. VIBHA KANKANWADI, J.)