

Amk

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

**CIVIL APPLICATION NO. 1236 OF 2019
IN
REJECTED CASE NO. 1014 OF 2018**

Office Notes, Office Memoranda of Coram, Appearances, court's orders or directions and Registrar's orders	Court's or Judge's orders
---	---------------------------

Mr. D. S. Joshi for the Applicant.

CORAM : K. K. TATED, J.
DATE : 28th MARCH, 2019.

P. C. :

1. At the request of learned Counsel for the Applicant, matter is taken on production board.
2. Heard learned Counsel for the Applicant.
3. By this Civil Application, the Applicant is seeking restoration of Civil Application No. 2811 of 2016 with Civil Application No. 2812 of 2016 in First Appeal (Stamp) No. 8700 of 2016 which stand dismissed in view of conditional order dated 13.02.2018 passed by learned Registrar (Judicial-II).
4. Considering the submission made by learned Counsel for the Applicant and averments made in the Civil Application, I am satisfied that the Applicant has made out case for following order:
 - (i) Order dated 13.02.2018 passed by learned Registrar (Judicial-II) is set aside.
 - (ii) Civil Application No. 2811 of 2016 with Civil Application No. 2812 of 2016 in First Appeal (Stamp) No. 8700 of 2016 is restored to file for hearing on its own merits.
 - (iii) Civil Application stands disposed of accordingly.

[K. K. TATED, J.]