

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

CIVIL APPLICATION NO. 2557 OF 2019
IN
FIRST APPEAL NO. 1187 OF 1992
WITH
CIVIL APPLICATION NO. 2558 OF 2019
IN
FIRST APPEAL NO. 1188 OF 1992

Abdul Kadar Haque
(since deceased through Lrs)
Habiba Bee Adul Kadar & Ors. ..Applicant

v/s.

Pandey Mishra Company & Ors. ..Respondents

Mr. V.V.Thorat for the Appellant/Applicant.
Mr. B.P.Pandey I/b. Ms. Shishir Pandey for the Respondent No.1.

**CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATED : 5th AUGUST, 2019.**

P.C.

1. By these applications, the applicant has sought recall of Order dated 20.6.2019 whereby the First Appeal Nos.1187 of 1992 and 1188 of 1992 were dismissed for non-prosecution. The learned Counsel for the respondent states that he has no objection for recall of the order and restoration of the First Appeals.

2. In the light of the said statement, and in view of para 3 of the application, which in my considered view constitute sufficient cause, the Order dated 20th June, 2019 is recalled. Appeal Nos. 1187 of 1992 and 1188 of 1992 are restored to the file. The appeals be listed on final hearing board in the week commencing from 22nd August, 2019.
3. Applications stand disposed of.

(ANUJA PRABHUDESSAI, J.)