

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

**CIVIL APPLICATION NO. 322 OF 2019
IN
MISC. CIVIL APPLICATION NO. 28 OF 2019**

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

Saloni Ghule for the Applicant.

**CORAM: K.K.TATED, J.
DATED : OCTOBER 1, 2019**

PC.

1 Heard learned counsel for the Applicant.

2. By this Civil Application, the Applicant is seeking to recall the order dated 28/06/2019 passed by this Court by which Misc. Civil Application stood dismissed for non prosecution.

3. Considering the submission made by the Learned Counsel for the Applicant and the reasons disclosed in Para.7 of the Civil Application, I am satisfied that the Applicant has made out a case for allowing this Civil Application. Hence, the following order:

- a. Delay in filing application is condoned.
- b. Order dated 28/06/2019 passed by this Court be recalled.
- c. Misc. Civil Application No. 28/2019 is restored for hearing on its own merits.
- d. The Applicant is directed to inform the other side about the restoration of matter in writing.
- e. Misc. Civil Application No. 28/2019 to appear on board for hearing on 11/11/2019.

(K.K.TATED, J.)