

**1IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.153 OF 2019
IN
WRIT PETITION NO.5235 OF 2018**

The Uran Municipal Council .. Applicant/Petitioner.
Vs.
Vijay Ramchandra Pawar & Ors. .. Respondents.

Mr.S.B. Shetye for the Applicant/Petitioner.
Mr.Rahul Nerlekar for the Respondent Nos.1 and 2.
Ms.Vaishali Nimbalkar AGP for the Respondent Nos.3 and 4.

CORAM : A.K. MENON, J.

DATED : 29TH JANUARY, 2019

P.C. :

1. This civil application seeks restoration of Writ Petition Nos.5235/2018 and 680/2016 which came to be dismissed by virtue of a self operative order dated 4th January, 2018. It is stated that inadvertently the affidavit of service had not been filed but the respondent was appearing.
2. Today, it is submitted that both petitions are against common order and they are willing to proceed on merits. The petitions were admitted on 2nd November, 2017.
3. Having learned counsel for the parties and having perused civil application, I find that there are sufficient grounds to restore the petitions.

Accordingly, civil application is allowed in terms of prayer clause (a).

4. Civil Application is disposed.
5. List the petitions on 28th February, 2019.

(A.K. MENON,J.)