

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

**CIVIL APPLICATION NO.266/2019
IN
CIVIL APPLICATION NO.4704/2013
IN
FIRST APPEAL NO.1808/2013**

Office Notes, Office Memoranda of Coram, Appearances, court's orders or directions and Registrar's orders	Court's or Judge's orders
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Miss Ruchita Kadam, Advocate i/b Sulbha Dhamale for the applicant.

**CORAM : K. K. TATED, J.
DATE : 9th August, 2019.**

P.C.:

Heard learned advocate for applicant.

2 Learned advocate for applicant submits that all respondents are duly served through their Advocate. She undertakes to file affidavit of service within one week.

3 By this civil application, applicant is seeking recall of order dated 21.6.2019 passed by this Court by which Civil application no.4704/2013 stands dismissed for non prosecution. On that day,

no one appeared for Respondent also.

4 Considering the submissions made by learned advocate for applicant and the averments made in application, I am satisfied that applicant has made out case for allowing civil application. Hence, the order.

ORDER

- a) Order dated 21.6.2019 passed by this Court is recalled.
- b) Civil application No.4704/2013 is restored on file for hearing on merits.
- c) Civil application disposed of accordingly.
- d) No order as to cost.

(K.K.TATED, J.)