

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Civil Application No.267/2019
in
Civil Application No.4705/2013
in
First Appeal No.1810/2013

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
Ms. Ruchita Kadam I/b. Sulbha Dhamale for the Applicant	

CORAM: K.K.TATED, J.
DATED : AUGUST 9, 2019

P.C.

1 Heard. The learned counsel for the Applicant submits that the Respondents are duly served. She submits that the Applicant undertakes to file Affidavit of Service within a week. The statement is accepted.

2 By this Civil Application, the Applicant is seeing to recall the order dated 21.06.2019 by which the Civil Application No.4705/2013 stood dismissed for non prosecution.

3 Considering the submissions made by the learned counsel for the Applicant

and the averments made in the Civil Application, I am satisfied that the Applicant has made out a case for allowing the Civil Application.

4 Hence, following order is passed:

- a. Order dated 21.06.2019 is recalled.
- b. Civil Application No.4705/2013 is restored to file for hearing on merits.
- c. The Civil Application stands disposed of accordingly. No order as to costs.

(K.K.TATED, J.)