

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.2143 OF 2017
IN
WRIT PETITION NO.5500 OF 2017**

Ambadas Husanppa Hattale .. Applicant

Versus

Executive Director
Shri. Siddheshwar Sahakari
Sakhar Karkhana and Anr. .. Respondents

Mr. Raviraj S. Gamare for applicant.

CORAM : K.K. TATED, J.

DATE : 22 JANUARY 2019.

P.C:-

. Heard learned Counsel for the applicant.

2. By this civil application, applicant is seeking condonation of 20 days delay in filing present civil application. He submits that by this civil application, applicant is seeking to recall the order dated 20.06.2017 by which writ petition No.5500 of 2017 stands dismissed for non prosecution. Considering the submissions made by the learned Counsel for the applicant, averments made in the civil application, I am satisfied that the applicant has made out case for allowing this civil application. Hence, following order :

a) Delay in filing civil application is condoned.

- b) Order dated 20.06.2017 passed in Writ Petition No.5500 of 2017 is recalled.
- c) Writ petition No.5500 of 2017 is restored on file for hearing on its own merits.
- d) Civil Application stands disposed of accordingly.

(K.K.TATED, J.)