

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.**

**NOTICE OF MOTION NO.363 OF 2019
IN
WRIT PETITION NO.1806 OF 2018**

Pankajkumar R Nayak
Asstt. Manager, IDBI Bank Ltd. ... Applicant

IN THE MATTER OF:

Pankajkumar R. Nayak ... Petitioner

Vs

IDBI Bank Ltd. & Ors. ... Respondents

Mr.Prabhakar Ranshur i/b R.S. Mane & Asso. for the
Applicant/Petitioner

Mr.Laney L. D'souza with V.M. Parkar & Ms.Deepika Agarwal for
Respondent No.1

**CORAM: AKIL KURESHI &
S.J. KATHAWALLA, JJ.**

DATED: SEPTEMBER 24, 2019

P.C.:

1. This Notice of Motion is taken out by the petitioner for recall of the order dated 24.7.2019 whereby the Writ Petition No.1806 of 2018 was dismissed since the Counsel for the petitioner had pleaded no instructions. It is now pointed out that due to

communication gap, the petitioner could not make arrangements for presenting his case to the Court.

2. Under the circumstances, the said order is recalled. Writ Petition No.1806 of 2018 is restored to file on condition that the applicant shall pay costs of Rs.5,000/- to the respondent – Bank.

3. Notice of Motion is disposed of accordingly.

(S.J. KATHAWALLA, J.)

(AKIL KURESHI, J.)