

Atul

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO. 2289 OF 2018
IN
SUIT NO. 1885 OF 2009

Kashiram Ambre & Ors	...Plaintiffs
<i>Versus</i>	
Reatox Guru Developers Pvt Ltd & Anr	...Defendants

Mr RD Mishra, *for the Applicants/Plaintiffs.*
Mr Ranjeev Carvalho, *i/b Sabeena Mahadik, for Defendant No. 1.*

CORAM: G.S. PATEL, J
DATED: 11th February 2019

PC:-

1. Heard. The Notice of Motion is for restoration of the suit which was dismissed by an order dated 28th July 2016. There is a delay of one day according to the Plaintiffs, and 45 days according to the Defendants, who most strenuously oppose the restoration of the suit.
2. For the reasons set out in the Affidavit in Support, the Notice of Motion is made absolute in terms of prayer clause (a) and (b).
3. List the suit for directions on 6th March 2019.

4. It is made clear that if the suit is dismissed for default hereafter, it will not be restored to file under any circumstances.

(G. S. PATEL, J)