

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

Review Petition (L) NO. 54 OF 2019
IN
Commercial Arbitration Petition NO. 1058 OF 2019

Aditya Birla Finance Limited. ...Petitioner
In the matter between
Aditya Birla Finance Limited. ...Petitioner
Versus
Mr.PPonnupandian And Ors. ...Respondents

AND
INTERIM APPLICATION NO.1 OF 2019

Mr.Aseem Naphade with Nikhil Mehta i/b. KMC Legal Venture, for the
Applicant.

Mr.Sharif Khan, for the Respondents.

CORAM : G.S. KULKARNI, J.

DATE : 16th December, 2019

PC.:

1. Having perused the interim application seeking condonation of delay in filing the review petition, the same stands allowed.
2. Mr.Naphade, learned Counsel for the petitioner in all fairness would point out that when the Court passed the order dated 29 July 2019, it was a mistake on the part of the applicant in not pointing out to the Court that only symbolic possession was taken over by the applicant and nonetheless appeal was filed.
3. Accordingly, by consent of the parties, the order dated 29 July 2019 is recalled.
4. Let the arbitration petition be heard by the regular Court. Ordered accordingly.
5. Review petition is accordingly disposed of in the above terms.

[G.S. KULKARNI, J.]

Corrected as per the speaking to the minutes order dated 6 February 2020.