

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO.5820/2019

VIVEK S/O NARAYAN BARSINGE

VS.

PRADIP S/O RAJABHAU NALAMWAR

Office notes Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Shri A.C.Jaltare, Advocate for petitioner.
Shri A.V.Kale Advocate for respondent.

CORAM : A.S.CHANDURKAR, J.

DATED : DECEMBER 02, 2019.

As the petitioner's application under Order XLI Rule 19 of the Code of Civil Procedure, 1908 (for short, 'the Code') for restoration of the appeal that was dismissed for want of prosecution has been rejected, an appeal under the provisions of Order XLIII Rule 1(t) of the Code is available to the petitioner.

Hence the writ petition is permitted to be withdrawn with liberty to file an appeal. No costs.

All points raised in the petition are kept open.

JUDGE

Andurkar.