

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

CIVIL APPLICATION NO.2678 OF 2019

IN

WRIT PETITION NO.5976 OF 2016

(Servants of Nagpur Homeless Co-op. Housing Society, Nagpur ..vs.. Shri Yadavrao s/o
Krishnarao Bhoyar and another)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri N.D. Khamborkar, Counsel for the petitioner,
Ms. Prachi Joshi, Counsel for respondent 2.

CORAM : ROHIT B. DEO, J.

DATED : 03-10-2019

This application is taken out for recalling the order dated 08-7-2019.

2. The order dated 08-7-2019 reads thus :

“Time of three weeks is granted to take further steps on account of death of respondent No.1. If no steps are taken within aforesaid period, the name of respondent No. 1 shall be struck off from the array of parties without reference to Court.”

3. It appears that inadvertently the petitioner did not point out to the Court that pursuant to the order dated 22-4-2019 the petitioner served respondent 1 by paper publication.

4. In this view of the matter, the application is

allowed and order dated 08-7-2019 is recalled.

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Stand over on 10-10-2019 for admission.

JUDGE

adgokar