

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 3499 OF 2021

IN

WRIT PETITION NO. 5939 OF 2002

Late Sudarshan Ramanna Sunkanpalli
since deceased through one of the heirs
Ashok Sudarshan Sunkanpalli ...Applicant

Vs.

Prabhakar Sitaram Homkar & Ors. ...Respondents

Mr. Surel S. Shah, Advocate for the Applicant.

Mr. Y. B. Thorat i/b. Mr. Ashok B. Tajane, Advocate for the Respondent No.1.

CORAM : A. S. GADKARI, J.
DATE : 30th NOVEMBER, 2021.

P.C.:-

This is an Application for restoration of Writ Petition No. 5939 of 2002 which was dismissed for non-compliance of Order dated 15th November, 2021, by the Applicant.

The present Application is filed within a period of limitation.

2 Mr. Thorat, the learned Counsel appearing for the Respondent No.1 has no objection in allowing the present Application.

Perusal of Application would indicate that sufficient cause is made out for restoration of Writ Petition.

3 In view thereof, the Application is allowed in terms of prayer clauses (a) and (b) and Writ Petition No. 5939 of 2002 is restored to file.

(A. S. GADKARI, J.)