

Sneha
N.
Chavan

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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO. 264 OF 2018
IN
SECOND APPEAL NO. 286 OF 1994**

Shri. Kankar Abdul Gani
since deceased by his Lrs.
1(a) Smt. Jaibunnissa Kankar Shaikh & Ors. .. Appellants
V/s.

Shri. Shaikh Kedar Shaikh Dagdu
since deceased by his Lrs.
1(a) Irshadbi Shaikh Kadar & Ors. .. Respondents

Mr. Akhil Kupade i/b Manoj Harit & Co. for the Applicants.

Mr. R.M. Mamin for the Respondent Nos.1/A to 1E.

CORAM : C.V. BHADANG, J.

DATE : 26th FEBRUARY, 2021

P.C.

1. This is an application for recall of order dated 02.11.2017, by which the Second Appeal came to be dismissed for default.
2. There is a delay of about 155 days in filing the application.
3. On hearing the learned counsel for the applicants and the contesting respondent Nos. 1/A to 1E (original plaintiffs) and for the reasons mentioned in the application, the same is allowed in terms of prayer clause (a).

4. Second Appeal No. 286 of 1994 stands restored to file.
5. The Second Appeal to be added to the final hearing board, if, it is otherwise ready.
6. Civil application is disposed of accordingly.

C.V. BHADANG, J.