

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**912 CIVIL APPLICATION NO.6864 OF 2021
IN FA/5005/2017**

**MANGALMURTI PRABHAKAR SHASTRI
VERSUS
BHARAT FAKIRCHAND BOHARE AND OTHERS**

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Mr. P.S. Kingaonkar, Advocate holding for Mr. M.R. Sonawane,
Advocate for the applicant.

Mr. S.C. Bhosale, Advocate for respondent Nos.1 and 2.

Mr. S.S. Rathi, Advocate for respondent No.3.

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CORAM : SANDIPKUMAR C. MORE, J.

DATED : 20.12.2022.

ORDER:-

. Heard rival submissions. The applicant is seeking recalling of order dated 26.08.2019 whereby his First Appeal No. 5005 of 2017 was dismissed due to his absence. The learned Counsel for respondent No.3 though opposed the application, but considering the statutory right of the applicant and for the reasons stated in the application, the application is allowed in terms of prayer clauses (B) and (C). The application is accordingly disposed of.

(SANDIPKUMAR C. MORE, J.)