

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

**CIVIL APPLICATION NO.87 OF 2021
IN
SECOND APPEAL NO.578 OF 2017**

Balu Jalindar Shinde & Ors. ...Applicants
Versus
Jalindar Laxman Shinde & Ors. ...Respondents

Ms. Ankita Salvi, h/f. Mr. Rajaram Deshmukh, for the Applicants.
Mr. Swaroop Karade, i/b. Mr. Surel S. Shah, for Respondent Nos. 2
and 3.

**CORAM : MADHAV J. JAMDAR, J.
DATED : 6th JANUARY 2023**

P.C. :

1. This Interim Application is taken out for recalling of order dated 1st August 2017 passed by the learned Single Judge, by which the Second Appeal was dismissed for default, as none appeared for the Appellants.
2. Learned Advocate for the Applicants states that the Second Appeal is not yet admitted.
3. For the reasons set out in the Civil Application, the same is allowed in terms of prayer clause (A).
4. The Civil Application is disposed of in above terms with no order as to costs.

[MADHAV J. JAMDAR, J.]