

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

**CIVIL APPLICATION NO. 186 OF 2021
IN
FIRST APPEAL NO. 2033 OF 2007**

Mehul Labubhai Dihora

...Applicant

Versus

Union of India through the General
Manager, Western Railway

...Respondent

SNEHA
NITIN
CHAVAN

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SNEHA NITIN
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Date: 2023.12.08
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Mr. Kuldip Singh for the Applicant.

Mr. Suresh Kumar a/w Ms. Molinee Chougule for the
Respondent/Railway

**CORAM : M.M.SATHAYE J.
DATE : 7th DECEMBER 2023**

PC. :

1. Heard both sides. From the bare reading of the application, it cannot be understood as to under which Order the appeal is dismissed or whether any application was dismissed. The annexures to the application are not properly paginated. The dates of the Order stated in the application do not match with the copies of the Orders annexed to the application. This is a case where the learned counsel for the Applicant has taken absolutely no pains to putting up his case and facts properly.

2. Considering the fact that the Applicant is stated to be a victim of railway accident, an opportunity deserves to be granted for

putting the house in order. In that view of the matter, the Application is permitted to be withdrawn with liberty to file a fresh application, stating true and proper facts, for the same reliefs and on same cause of action.

3. Civil Application is disposed of as withdrawn with liberty as granted.

[M.M.SATHAYE,J.]