



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 120 OF 2018
IN
SECOND APPEAL NO. 889 OF 2017

Bhimrao Ramu Nikam

Since deceased through legal heirs and Others. ...Appellants.

Versus

Chief Officer, Ashtha Nagar Parishad and Others. ...Respondents.

Mr. Ashutosh M. Kulkarni for the appellant.

Coram : Sharmila U. Deshmukh, J.

Date : March 18, 2024.

P. C. :

1. Application has been moved seeking recall of the order dated 14th December 2017 dismissing the appeal for non prosecution. Learned counsel appearing for the appellant submits that as on 14th December 2017 he was held up in other Court and thus he could not remain present when the matter was called out and the appeal came to be dismissed for non prosecution. He submits that present application is filed within time. Considering the explanation tendered, the order of 14th December 2017 is recalled. Appeal is restored to file.

[Sharmila U. Deshmukh, J.]