

VRJ

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

WRIT PETITION NO.10679 OF 2024

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Bababai Khandu Rakshe,
Deceased, through legal heir,
Moreshwar Khandu Rakshe

... Petitioner

V/s.

Shankar Dharmaji Bodke & Ors.

... Respondents

Mr. Prabhakar M. Jadhav for the petitioner.

CORAM : AMIT BORKAR, J.

DATED : AUGUST 13, 2024

P.C.:

1. By the impugned order, the Appellate Court has dismissed the petitioner's appeal for non-prosecution. The petitioner has remedy of approaching the Appellate Court by filing an application for restoration. Hence, by keeping said remedy open to be adopted by the petitioner, the writ petition stands disposed of.
2. It is made clear that this Court has not considered the merits of the matter.
3. No costs.

(AMIT BORKAR, J.)