

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 9780 OF 2024.

IN

FIRST APPEAL NO. 1024 OF 2006.

Bhimrao Chilu Mulik
(since deceased, through LRs) and Others

...Applicants/
Appellants.

Versus

Raghunath Appa Malik
(since deceased, through LRs) and Others

...Respondents.

Mr. Vikas Tambavekar for Applicant.

Mr. Om N. Latpate i/b Mr. Kuldeep Nikam for Respondent No. 1C.

Coram : Sharmila U. Deshmukh, J.

Date : 12th February, 2025.

P. C. :

1. Interim Application has been preferred seeking recall of order dated 18th January, 2024 dismissing the Appeal for non-prosecution and for condonation of delay of 86 days.
2. Learned counsel appearing for Applicants submits that due to personal difficulties, learned Advocate for Applicant could not attend the hearing on 18th January, 2024 and the Appeal came to be dismissed for non-prosecution.
3. Learned counsel for Respondent No. 1(c) does not seriously

oppose the Application.

4. For the reasons stated, order of 18th January, 2024 is recalled.
5. First Appeal is restored to file.

[Sharmila U. Deshmukh, J.]