

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 1048 OF 2025.

IN

FIRST APPEAL NO. 875 OF 2010.

Harishchandar Kishanlal Zazote

...Applicant.

Versus

The Municipal Corporation of Greater Mumbai

...Respondent.

Mr. Sushil A Inamdar for the Applicant.

Ms. Pallavi Khare for the Respondent.

Coram : Sharmila U. Deshmukh, J.

Date : January 27, 2025.

P. C. :

1. Interim Application has been preferred seeking recall of the order dated 9th January, 2025 dismissing the Appeal for non prosecution.
2. Learned Counsel appearing for the Applicant submits that on 9th January, 2025 the Advocate for the Appellant was not attending the Court and he had instructed her colleague to attend the matter however, when the matter was called out, the colleague did not attend the matter by reason of which the same came to be dismissed.
3. For the reasons stated in the Application, the order of 9th January, 2025 is recalled. The First Appeal is restored to file.
4. As the First Appeal is restored the interim relief which was

operating in favour of the Applicant is continued till next date.

5. List the First Appeal on final hearing board of **21st February, 2025.**

[Sharmila U. Deshmukh, J.]