

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION (STAMP) NO. 3720 OF 2026

IN

APPEAL FROM ORDER NO. 501 OF 2024

Mr. Shamlal Harbhajansingh Bhalla
and Another

...Applicants

In the matter between

Mr. Shamlal Harbhajansingh Bhalla
and Another

...Appellants

V/s.

The Municipal Corporation of
Greater Mumbai and Others

...Respondents

Mr. Joel Carlos a/w Ms. Aabha Tekavde, Ms. Mrudula Kadam, Ms. Sanjana Shivkar, Ms. Rhea Jaiswar & Mr. Chinmay Bhagat i/b A D I Legal, for the Applicants/Appellants.

Mr. Sachin Vajale a/w Ms. Neeta Jadhav i/b Ms. Komal Punjabi, for the Respondent-BMC.

CORAM : FARHAN P. DUBASH, J.

DATE : 28th APRIL 2026.

P.C.:

1. The present Interim Application has been preferred by the Applicant/Original Plaintiff seeking recall and setting aside of the order dated 13th January 2026 which dismissed the Appeal and pending Interim Applications for non-prosecution.

2. I have heard the parties and perused the averments contained in the said Interim Application and I am satisfied with the reasons that are set out

therein.

3. Accordingly, the said Interim Application is disposed of in terms of the following order :-

:: ORDER ::

(i) Subject to the Applicant making payment of a sum of Rs. 15,000/- to Tata Memorial Hospital, Mumbai on or before 2 weeks i.e. 5th May 2026 and submitting proof of such payment with the Registry, the Appeal From Order No. 501 of 2024 and Interim Application No. 10222 of 2024 shall stand restored to the file of this Court.

4. Place the matter for compliance on 7th May 2026 under the caption 'High on Board'.

(FARHAN P. DUBASH, J.)

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