

srj

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.764 OF 2012  
IN  
WRIT PETITION NO.6649 OF 2010

M/s. M. G. Metal	..	Applicant.
V/s.		
Mr. Degadu B. Mhamunkar	..	Respondent.

None for the parties.

**CORAM: G.S.GODBOLE,J.**  
**DATE : 31<sup>st</sup> MARCH, 2012.**

**P.C:-**

1           The Writ Petition was dismissed for non-prosecution on 1<sup>st</sup> September, 2010 even before issuing notice to the Respondent. The Civil Application is filed on 13<sup>th</sup> September, 2010 within time. Hence, though nobody is present when the Petition was called out even today, this Civil Application is allowed and the Writ Petition is restored to file.

2           **Civil Application is disposed off.**

**(G.S.GODBOLE,J.)**