

**FARAD CONTINUATION SHEET
IN THE HIGH COURT OF JUDICATURE AT BOMBAY.
CIVIL APPELLATE JURISDICTION.**

**CIVIL APPLICATION NO. 384 OF 2015
IN
APPEAL FROM ORDER (ST) NO. 863 OF 2015**

Office Notes, Office Memoranda of Coram, Appearances, court's orders or directions and Registrar's orders	Court's or Judge's orders
---	---------------------------

Mr. Nikhil Jayakar i/b Pratik Thakkar for the applicant.

None for the respondent.

CORAM : K. K. TATED, J.

DATED : 30/06/2015.

PC.:

. Heard learned Counsel for the applicant. None for the respondents, though duly served.

2 Affidavit of service filed by the applicant dated 05.05.2015 shows that respondents are duly served by R.P.A.D.

3 This application is preferred by plaintiff for condonation of 36 days delay in filing Appeal from Order challenging the order dated 08.10.2014 passed by Bombay City Civil Court, Mumbai below Exh.1 in Summary Suit No. 3204 of 2011.

4 Considering the submissions made by the

learned counsel for the Applicant and the averments made in the Application, I am satisfied that the Applicant has made out a case for allowing the present Civil Application.

5 Hence, the following order:

i) Civil Application is allowed in terms of prayer clause (a) which read thus:

“a) The delay of 36 days in filing the present Appeal from Order be condoned and the captioned Appeal from Order be adjudicated on merits.”

ii) Rule made absolute accordingly. No order as to costs.

(K.K.TATED, J.)