

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.2858 OF 2015
IN
FIRST APPEAL (ST) NO.22256 OF 2015**

The Ex. Eng. Transport (E.Sub.)
Municipal Corporation of Gr.
Mumbai.

...Applicant

Versus

Smt. Bhavana Mahendra Chouhan
& Anr.

...Respondents
(orig. Applicants)

.....

Mr. N.V. Walawalkar, Senior Advocate with
Mr. S.K. Sonawane i/b. Mr. U.H. Deshpande for the Applicant.
Mr. A.R. Pandey for the Respondents.

CORAM : MRS. MRIDULA BHATKAR, J.

DATE : 26th AUGUST, 2015.

P. C. :

Not on board. Taken up on board on being mentioned
on the ground of urgency.

2. Learned counsel for the Applicant submits that as the
delay of 121 days is not deliberate and it is due to procedural and
administrative instances, it be condoned.

3. Learned counsel for the Respondents opposes the application as no just cause is shown. Reply filed by the Respondents is taken on record.

4. Perused the application. In view of the reasons mentioned in para 3 of the application, the Application is allowed. Delay of 121 days is condoned. The appeal be registered and fixed for admission after three weeks.

5. The civil application stands disposed of.

(MRS. MRIDULA BHATKAR, J.)