

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO.240 OF 2015
IN
APPEAL (L) NO.184 OF 2015
IN
SUIT NO.826 OF 1998

Lee and Muirhead Ltd.	... Appellant
v/s	
Penguin Maritime Ltd.	... Respondent

Mr Gunjan Shah i/b M/s Desai and Diwanji for Appellant.
None for Respondent.

**CORAM: V.M. KANADE &
B.P. COLABAWALLA JJ.**

DATE : 15TH JUNE, 2015

P.C. :-

1. Heard learned counsel appearing on behalf of the Appellant. There is a delay of 28 days in filing the Appeal. The learned counsel submits that he has served the Respondent – original Plaintiff. He undertakes to file an affidavit of service within one week from today. None appears for the Respondent – original Plaintiff.

2. For the reasons stated in the affidavit in support of the Notice of Motion, the delay of 28 days in filing the appeal is condoned. Notice of Motion is allowed and disposed of.

(B.P. COLABAWALLA, J.)

(V.M. KANADE J.)