

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

**CIVIL APPLICATION NO.2959 OF 2014
IN
FIRST APPEAL (ST) NO.2645 OF 2014**

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

Mrs.M.R.Bhoir for the applicant

Mrs.Pratibha Shelke i/b Mr.PJ.Thorat for the
respondent nos.1A

CORAM : K.K.TATED, J.
DATED : 19/01/2016

PC:

- 1 Heard the learned counsel for the parties.
- 2 This application is preferred by defendant for condonation of 158 days delay in filing First Appeal challenging the judgment and decree dated 13.3.2012 passed by Bombay City Civil Court, Mumbai in L.C.Suit No.975 of 2000.
- 3 The learned counsel for the respondent vehemently opposed the present Civil Application. She submits that applicant has not shown sufficient cause for condonation of delay. Respondent filed Affidavit-in-Reply dated 20.2.2014.

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. Hence, following order:

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

“(a) That the delay of 158 days in filing the First Appeal in L.C.Suit No.975 of 2000 be condoned.”

B) Applicant to pay cost of Rs.500/- to the respondent or their advocate.

C) Civil application stands disposed off accordingly.

(K.K.TATED, J.)