

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

**CIVIL APPLICATION NO.2231 OF 2013
IN
FRIST APPEAL STAMP NO.13576 OF 2013
(REJECTED CASE NO.1559 OF 2016)**

**The Board of Trustees of the Port of Bombay : Applicant.
Versus
Sumanalal Lalji Kampani & Anr. : Respondents.**

Ms. Prachi Sawant i/by M V Kini & Co. for the Applicant.

**CORAM : R. M. SAVANT, J.
DATE : 06th June 2016**

P.C.

- 1 Not on board. Mentioned.
- 2 The above Civil Application has been filed for condonation of delay in filing the above First Appeal which has been dismissed in view of the fact that the advocate for the Applicant/Appellant did not file any letter or intimated the office as regards the payment of costs of Rs.5000/- which was to be deposited with the Kirtikar Law Library, High Court, Bombay. The learned counsel for the Applicant/Appellant Ms. Prachi Sawant states that the costs in fact were paid in terms of the order dated 12/03/2015, but the receipt remained to be filed with the Registry. The said receipt is now annexed to the praecipe filed on behalf of the Applicant.

3 In view thereof, the dismissal of the above First Appeal to stand set aside and the First Appeal to stand restored to file and to be placed for admission after two weeks.

[R.M.SAVANT, J]