

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

**CIVIL APPLICATION NO.4057 OF 2014  
IN  
FIRST APPEAL (ST) NO.28651 OF 2014**

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| Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders | Court's or Judge's orders. |
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Ms.Nandini Chittal i/b Mr.M.Janardhanan for the applicant

Mr.D.A.Nalavade with Ms.Tulsi Dhani for the respondent no.2

**CORAM : K.K.TATED, J.**  
**DATED : 11/01/2016**

**PC:**

- 1 Heard the learned counsel for the applicant.
- 2 None for the respondent though duly served.
- 3 This application is preferred by plaintiff for condonation of 3 days delay in filing First Appeal challenging the judgment and decree dated 2.9.2014 passed by Bombay City Civil Court, Mumbai in S.C.Suit No.1427 of 2011 dismissing plaintiff's suit.
- 4 Considering the submissions made by the learned counsel for the Applicant and the averments in Civil Application, I am satisfied that the Applicant has made out a case for allowing the

present Civil Application. Hence, following order is passed:

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

“(a) This Hon'ble Court be pleased to condone delay of 3 days in filing the Appeal.”

B) Civil application stands disposed off accordingly.

**(K.K.TATED, J.)**