

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

**CIVIL APPLICATION NO. 632 OF 2013
IN
FIRST APPEAL ST NO. 34410 OF 2012**

The Manager, Brihan Mumbai Electric
Supply & Transport Undertaking Applicant

V/s.
Smt. Janet Ravi Thomas and others Respondents

Mr. Madhukar Kalzunkar Advocate with Ms. Namita Mestry
Advocate i/b Navdeep Vora & Associates
Advocate for Applicant/Appellant
Mr. Nikhil Mehta Advocate i/b KMC Legal Venture,
Advocate for respondent nos. 1 to 4

**CORAM : K. K. TATED, J.
DATED : 18/02/2016**

PC.:

Heard learned counsel for parties.

- 2) This application preferred by opposite party for condonation of 50 days delay in filing first appeal challenging the Judgment and Award dated 02/07/2012 passed by M.A.C. Tribunal, Mumbai in Application No. 3035 of 2005.
- 3) Considering the submissions made by learned counsel for the applicant and averments made in civil application, I am satisfied that applicant has made out a case for allowing the civil application.
- 4) Hence, following order.

(i) Application is allowed in terms of prayer clause (a) which reads thus.

“(a) The delay of 50 days in filing the above Appeal from the Judgment and Order dated 02nd July, 2012, passed by the Hon'ble Member, Motor Accident Claim Tribunal, Mumbai be condoned and the above Appeal be heard on merits.”

(ii) Application stands disposed of accordingly.

(K.K.TATED, J.)