

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

**CIVIL APPLICATION NO.2445 OF 2016
IN
FIRST APPEAL (ST) NO.35734 OF 2015**

Mr.Sarbanand Lokai Gupa

..Applicant
(Org. Defendant No.2)

V/s.

Municipal Corporation of Greater
Mumbai & Anr.

..Respondents
(Org.Defendant No.1)

Mr.S.K. Dubey for Applicant.

Mrs.M.R. Bhoir for Respondent No.1.

Mr.Ramesh P. Yadav Respondent No.2 in person present.

CORAM : MRS.MRIDULA BHATKAR, J.

DATE : 16th AUGUST 2017

P.C.

1. The learned counsel for the applicant/appellant submits that there is delay of 45 days in filing the first appeal and it may be condoned.

2. The learned counsel for the Corporation opposes the application.

3. Perused the application. In view of the reasons mentioned in paragraph Nos.2 and 3 of the application as sufficient cause is made out, delay of 45 days is condoned. The application is allowed.

4. The Appeal be numbered.

5. The Respondent No.2 Mr.Ramesh P. Yadav is also present.

6. The applicant/appellant to serve the copies along with compilation to respondent Nos.1 and 2.

7. Stand over to 22nd November 2017 for admission.

(MRIDULA BHATKAR, J.)