

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

**APPEAL FROM ORDER (ST.) NO. 34156 OF 2016
IN
CIVIL APPLICATION (ST.) NO. 25314 OF 2017
IN
REJECTED CASE NO. 1557 OF 2017**

Anil Nair ...Applicant

Versus

Anjana Viren Shah & Others ...Respondents

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Mr. Uday G. Jaguste for the Applicant.

Mr. Soura S. Ghosh a/w. Mr. Samarth Chowdhary i/b. M/s. Hariani & Co. for Respondent No.1.

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CORAM: MRS.MRIDULA BHATKAR, J.

DATED: SEPTEMBER 08, 2017

P.C. :

1. Upon urgent mentioning, taken on Production Board.

2. Learned counsel for the applicant submits that the order dated 06.07.2017 passed by the Registrar (Judicial-II) in Appeal from Order (L) No. 34156 of 2016 for non-compliance is to be set aside and Appeal from Order is to be restored.

3. Learned counsel for respondent no.1, who is the main contesting party, is present. He submits that he is ready to furnish the copies of the Memo in the Registry. He further submits that he be allowed to deposit the rent on 11.09.2017 in the City Civil Court at Bombay.

4. Learned counsel for respondent no.1 is allowed to deposit the rent on 11.09.2017 in the City Civil Court Court at Bombay.

5. In view of the above, Appeal from Order (L) No. 34156 of 2016 is allowed in terms of prayer clause (b) of the Civil Application.

(MRIDULA BHATKAR, J.)