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

CIVIL APPLICATION NO. 1728 OF 2016

(For condonation of delay)

IN

FIRST APPEAL (ST) NO.20974 OF 2015

Excellent Industries Resources Limited ..Applicant.

V/s.

The Board of Trustees of the Port of Mumbai ..Respondent.

Mr.Vedant Desai i/b. PKA for the Applicant.

Mr.Arsh Mishra i/b. M.V. Kini & Co. for the Respondent.

CORAM : N.M.JAMDAR, J.

DATED : 11 SEPTEMBER 2017

P.C.:-

Learned counsel for the Applicant states that he has received instructions to appear for the Applicant and undertakes to file appearance within one week.

2. Heard learned counsel for the parties. The delay in filing the First Appeal is of 48 days. Considering the cause made out in the application and that no reply is filed, the Civil Application is allowed in terms of prayer clause (a). Place the appeal on board as per its CMIS date after all office objections are removed.

N.M.JAMDAR, J.