

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.4095 OF 2017
IN
FIRST APPEAL ST. NO.33878 OF 2017

Smt.Rani Vijaykumar Agarwal ... Applicant

Vs.

Shri Thakorbhai Sukharbhai Patel & Ors. ... Respondents

Mr.Maulik K. Tanna for the Applicant
Ms.Prabha U. Badadare for Respondent Nos.1, 2 and 3
Ms.Prachi Khandge i/b M.P. Vashi Associates for Respondent No.4
None for Respondent No.5

CORAM: **MRS.MRIDULA BHATKAR, J.**

DATE: **DECEMBER 22, 2017**

P.C.:

1. This Civil Application is filed for condonation of delay of 41 days in filing the appeal.
2. Ms.Badadare appears for respondent Nos.1, 2 and 3 and Ms.Khandge appears for Respondent No.4. None appears for respondent No.5, though served. Service on Respondent No.5 through courier, is shown.

3. The learned Counsel for the applicant submitted that the delay is caused in obtaining the certified copy and the learned Counsel was out of town and it took time for instructions and getting the appeal ready. He submitted that the delay is not intentional.
4. Learned Counsel for the respondents opposed the application.
5. In view of the submissions and for the reasons stated in the Civil Application, the delay is condoned. Appeal be registered and listed for admission on **21.3.2018**.
6. Civil Application is disposed of accordingly.

(MRIDULA BHATKAR, J.)