

RMA

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 1732 OF 2017
IN
WRIT PETITION NO. 5723 OF 2013

The Union of India & Ors.

.. Applicants

Versus

Abhay Digamber Pawaskar

.. Respondent

.....

Appearances

Mr. Parag Vyas	<i>Advocate for the Applicants</i>
Mr. Sanjay C. Prabhu	<i>Advocate for the Respondent</i>

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CORAM : SMT. V.K. TAHILRAMANI, Acting C.J. &
M.S. SONAK, J.

DATE : JULY 4, 2018.

P.C.:

1. Heard both sides.

2. This is an application for condonation of delay in preferring Civil Application taken out for restoration of Writ Petition No. 5723 of 2013 which was dismissed for default on 1.12.2016.

3. According to the learned counsel for the applicants, the delay is only of 40 days, however, according to the learned counsel for the respondent, the delay is of 60 days. In our opinion, in view of the averments made in the application and in the interest of justice even if delay is of 60 days, delay is required to be condoned. Accordingly, delay is condoned.

4. The application is allowed in the above terms.

[M.S. SONAK, J]

[ACTING CHIEF JUSTICE]

Digitally
signed by
Ravindra Mohan
Amberkar
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2018.07.06
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