

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2557 OF 2017
IN
REJECTED CASE NO.630 OF 2017

Jivanlal & Sons

... Applicant/Appellant

Vs.

Pest Mortem (India) Privatge Ltd.

... Respondent

Ms.Sapana Rachure i/b T.N. Tripathi & Co. for the Applicant
Mr.Jayraj S. for Respondent

CORAM: MRS.MRIDULA BHATKAR, J.

DATE: JANUARY 11, 2018

P.C.:

1. Upon urgent mentioning, taken on Production Board.
2. Learned Counsel for the applicant submits that there is a delay of 113 days in filing this application for restoration of the First Appeal, which was dismissed by order dated 3.2.2107 for want of removal of the office objections. The learned Counsel submits that the applicant is ready to remove the office objections within two weeks.
3. Learned Counsel for the respondent opposes the application.

4. In view of the submissions of the learned Counsel and for the reasons stated in the Civil Application, the delay in filing the appeal is condoned. The order dated 3.2.217 is hereby set aside and the appeal is restored to its file. The office objections be removed within two weeks from today.

5. Civil Application is disposed of accordingly.

(MRIDULA BHATKAR, J.)