

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.4777 OF 2016
IN
FIRST APPEAL (STAMP) NO.28683 OF 2016

Parag Daji Patel	 Applicant
V/s.	
Dajibhai Bhikabhai Patel	 Respondent

Mr. Rajendra M. Haridas for the Applicant.

Ms. Raksha Jain for the Respondent.

CORAM : DR. SHALINI PHANSALKAR-JOSHI, J.

DATE : 27TH SEPTEMBER, 2018.

P.C. :

1. Heard Mr. Haridas, learned counsel for the Applicant, and Ms. Jain, learned counsel for the Respondent.
2. This is an application for condonation of delay in preferring the First Appeal.
3. Learned counsel for the Respondent strongly resists the same.
4. However, considering the reason given in the Civil Application, that the Applicant has filed Review Petition before the Trial Court and till the decision of the Review Petition, he waited; therefore, there is a delay, the sufficient cause being shown, in view of Section 14 of the Limitation Act, the delay is condoned. Civil Application is allowed.

5. First Appeal be registered and placed for admission on 13th December 2018.

6. Civil Application is disposed off in the above terms.

[DR. SHALINI PHANSALKAR-JOSHI, J.]