

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

**CIVIL APPLICATION NO 4252 OF 2018
WITH
CIVIL APPLICATION NO 4253 OF 2018
IN
FIRST APPEAL (ST.) NO. NO. 34243 OF 2018**

M/s. Raja Construction Company & Anr. .. Applicants

Vs.

Mr.Balwant Ginappa Thorat .. Respondent

Mr.P.S. Dani, Senior Advocate I/b Ms. Nilima V. Sanglikar, Advocate for applicants.

Mr.N.P. Bhavsar, Advocate for respondent.

CORAM : A.S. CHANDURKAR, J.

DATE : 14TH DECEMBER 2018

P.C.

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1 Though the prayer for condonation of delay is opposed by the learned counsel for the respondent, considering reasons mentioned in paragraph 3 of the civil application, which are found to be acceptable, the delay in filing the appeal stands condoned. The application is allowed in terms of prayer clause (a) and is disposed of.

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2 Heard. Admit. Call for record and proceedings.

The learned counsel wavier notice for the respondent.

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3 Heard the learned counsel for parties and perused the impugned judgment. Considering the evidence on record, the execution of the impugned judgment shall remain stayed subject to the appellant depositing 50% of the decretal amount in this Court within a period of twelve weeks from today.

4 The civil application is disposed of in the aforesaid terms.

(A.S. CHANDURKAR, J.)