

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

**CIVIL APPLICATION NO.314 OF 2019
IN
APPEAL FROM ORDER (ST.) NO.153 OF 2019**

The Municipal Corporation of Gr. Mumbai ... Applicant
Versus
Krishna Vithal Kambale ... Respondent

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Mrs. Madhuri More for MCGM/Applicant.
Ms. Aditi Naikare I/b. Mr. P.J. Thorat for Respondent.

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**CORAM : M. S. KARNIK, J.
DATE : 14th JUNE, 2019.**

P. C.:

1. This is an application for condonation of delay of 167 days in filing the application.
2. The Appeal is filed at the instance of BMC. In the Application it is stated that due to shortage of staff and heavy workload in the legal department, the Appeal could not be filed within time stipulated. There has been delay of 167 days. It is not intentional.
3. The application is opposed by the learned counsel for the respondent by filling affidavit in reply.

4. For the reasons mentioned in the application, the delay in filing the appeal deserves to be condoned.
5. Civil Application is allowed.
6. List the Appeal From Order on 19.06.2019.

(M. S. KARNIK, J.)