

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

**CIVIL APPLICATION NO. 289 OF 2016
IN
FIRST APPEAL (ST.) NO. 3995 OF 2015**

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
Namita Mestry with Prerna Shukla i/b Nitin Gangal for the Applicant.	

**CORAM: K.K.TATED, J.
DATED : OCTOBER 15, 2019**

PC.

1 Heard.

2 Though, the Respondent is duly served, no one appeared on behalf of them, when the matter called out.

3 By this Civil Application, Applicant is seeking condonation of 79 days delay in filing First Appeal challenging the judgment and decree dated 07/10/2014 passed by the Bombay City Civil Court, Bombay in S. C. Suit No. 9624/1990.

4 Considering the submissions made by the learned Counsel for the Applicant and averments made in Civil Application, I am

satisfied that Applicant has made out a case for allowing the Civil Application.

5 Hence, the following order is passed:

- a. Delay in filing First Appeal, is condoned.
- b. Civil Application stands disposed of accordingly.
- c. No order as to costs.

(K.K.TATED, J.)