

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.751 OF 2019
IN
FIRST APPEAL (ST) NO.3983 OF 2019

Mr. Mohd. Mohsin Khaliq Qureshi	.. Applicant
Versus	
Bethlehem Premises CHS Ltd	.. Respondent

Mr. Manish Kale a/w Mr. Sagar Joshi for applicant.
Ms. Vrushali Kabre I/b Sheetal Malvankar for respondent.

CORAM: K.K. TATED, J.

DATED : MARCH 14, 2019.

P.C. :

- 1 Heard learned Counsel for parties.
2. By this Civil Application, applicant/original defendant is seeking condonation of 18 days delay in filing First Appeal.
3. On the other hand the learned Counsel appearing on behalf of respondent vehemently opposed the present Civil Application. She submits that applicant has not shown sufficient cause for condonation of delay. Hence, there is no substance in the present Civil Application and same to be dismissed with cost.
4. Considering the submissions made by learned Counsel for the applicant, averments made in civil application, I am satisfied that the applicant has made out case for allowing this Civil Application. Hence, following order :-

a) Civil Application is allowed in terms of prayer clause (a), which reads thus :-

“(a) the delay of 18 days in filing First Appeal be condoned and the first appeal be heard on merits;”

b) Civil Application stands disposed of accordingly.

c) No order as to costs.

(K. K. TATED, J.)