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IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****CIVIL APPLICATION NO. 1075 OF 2018****IN****APPEAL FROM ORDER (ST) NO. 6886 OF 2018**

Mr. Tararam Malviya

.....Applicant

V/s.

State of Maharashtra and another

.....Respondents

Mr. Rahul Kedar i/b Mr. V. D. Shetty for the applicant

Mr. Yogesh Dabke AGP for Respondent no. 1

CORAM : K. K. TATED, J.**DATE : MARCH 15, 2019.****P.C.**

Heard learned counsel for the parties.

2 By this Civil Application, applicant is seeking condonation of 52 days delay in filing Appeal from Order challenging the order dated 08/12/2017 passed by City Civil Court, Borivli Division, Dindoshi in Draft Notice of Motion in L.C. Suit No. 3499 of 2017.

3 Considering the submissions made by the learned counsel for the applicant and the averments made in the Civil Application, I am satisfied that applicant has made out a case for allowing the Civil Application. Hence, following order:

- (I) Delay of 52 days in filing Appeal from Order is condoned.
- (II) Civil Application stands disposed of.
- (III) No order as to costs.

[K. K. TATED, J.]