

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

**CIVIL APPLICATION NO. 861 OF 2018
IN
FIRST APPEAL STAMP NO. 19277 OF 2017**

Bombay Municipal Corporation Applicant

V/s.

Mr. Bajrang Ranba Mane & Ors. Respondents

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Ms. Shital Mane i/b Mr. Nasir Ali Shaikh for Applicant.
Mr. P.M. Bopardikar for Respondents.

**CORAM : K.K.TATED, J.
DATED : 9th September, 2019**

P.C.

1. Heard Learned Counsel for parties.
2. Though the Respondent nos. 2,3 & 4 are duly served, no one appeared on behalf of them, when the matter is called out.
3. By this Civil Application Applicant Municipal Corporation is seeking condonation of 90 days delay in filing the First Appeal challenging the Judgment and Award dated 16/01/2017 passed by the Learned Member, Motor Accident Claims Tribunal, Mumbai in Motor Accident Claim petition NO. 1540 of 2008.

4. Considering the submissions made by the learned counsel Ms. Shital Mane for the applicant and averments made in Civil Application I am satisfied that applicant has made out a case for allowing this Civil Application. Hence, the following order is passed :

ORDER

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

(K.K.TATED, J.)