

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

**CIVIL APPLICATION NO. 4099 OF 2018
IN
FIRST APPEAL (ST.) NO. 22040 OF 2018**

Ramkrit Badrinath Varma and ors.

....Applicants

V/s.

Sagar B. Itankar and anr.

....Respondents

Mr. T.J. Mendon for the applicants.

None for the respondents.

**CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATED : 07th AUGUST, 2019**

P.C.:-

. By this application, the applicants have sought to condone the delay of 98 days in filing the appeal against the judgment and award dated 24/01/2018 passed by the learned Member, MACT, Mumbai in Application No.1736/2011.

2. The reasons for the delay are spelt out in paragraph 4 of the application. The same have remained uncontroverted as the respondents have not remained present despite due service. The reasons stated in paragraph 4 of the application, in my considered view, constitute sufficient cause. Hence, the delay is condoned. Appeal be registered.

3. Civil Application No.4099/2018 stands disposed of.

ORDER IN FIRST APPEAL (ST.) NO.22040/2018 :-

4. Issue notice to the respondents, returnable on 04/09/2019.

Preeti H.
Jayani

Digitally signed by
Preeti H. Jayani
Date: 2019.08.09
17:28:56 +0530

Private service is permitted. Appeal be listed for 'admission' on
04/09/2019.

(SMT. ANUJA PRABHUDESSAI, J.)