

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1239 OF 2016
IN
APPEAL FROM ORDER (ST) NO.15655 OF 2016**

Mr. Mohammed Kasim Abdul Rauf .. Applicant

Versus

Mr. Ashique Ali Abdul Rauf Shaikh .. Respondent

Ms. Rashida Retiwala I/b Ms. Duraiya S. Retiwala for applicant.
None for the respondent.

CORAM : K.K. TATED, J.

DATE : 11 MARCH 2019.

P.C:-

. Heard learned Counsel for applicant.

2. Though the respondents are duly served no one appeared on behalf of them when the matter called out.

3. By this civil application, applicant/original plaintiff is seeking condonation of 18 days delay in filing Appeal from Order (St) No.15655 of 2016.

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) Delay in filing Appeal from Order (St) No.15655 of 2016 is condoned.
- b) Civil Application stands disposed of accordingly.
- c) No order as to costs.

(K.K. TATED, J.)