

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Civil Application No.147/2014
in
First Appeal (ST) No.28979/2013

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
	Ms. Sheetal Mane for the Municipal Corporation Mr. J. S. Yadav I/b. Bholaprasad S. Shukla for the Respondent

CORAM: K.K.TATED, J.
DATED : AUGUST 28, 2019

P.C.

1 Heard. This Application is for condonation of 233 days delay in preferring the appeal challenging the judgment and decree dated 20.12.2012 passed by the Bombay City Civil Court at Bombay in L.C.suit No.1766/2010.

2 The learned counsel for the Respondent has vehemently opposed the Civil Application. He has filed Affidavit-in-Reply dated 17.04.2014. He submits that the Applicant has failed to disclose sufficient cause for condonation of delay. Hence, there is no substance in the Civil Application and same is liable to be

dismissed with costs.

3 Considering the submissions made by the learned counsel for the Applicant, the averments made in the Civil Application and the reasons disclosed in para 3 and 4 of the Civil Application, I am satisfied that the Applicant has made out a case for allowing the Civil Application.

3 Hence, following order is passed:

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

(K.K.TATED, J.)