

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 799 OF 2018
IN
FIRST APPEAL (ST) NO. 35477 OF 2017

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders.
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Mr. Arun Mehta I/b Akshar Laws for
the Applicant.

CORAM: K.K.TATED, J.
DATED : 03/09/2019

P.C.

1 Heard learned Counsel for the
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
is seeking condonation of 122 days
delay in filing First Appeal challenging
the judgment and decree dated
22.06.2017 passed by the Bombay
City Civil Court at Mumbai in Summary
Suit No. 8928 of 1995.

4 Considering the submissions made
by the learned Counsel for the
Applicant and averments made in Civil

Application, I am satisfied that Applicant has made out a case for allowing the Civil Application.

5 Hence, the following order is passed:

a) Delay in filing First Appeal, is condoned.

b) Civil Application stands disposed of accordingly.

c) No order as to costs.

(K.K.TATED, J.)