

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

**CIVIL APPLICATION NO.9698 OF 2017
ALONG WITH
FIRST APPEAL (ST.) NO.9696 OF 2017**

The Municipal Corporation of Gr.Mumbai .. Applicant

Vs.

Smt.Parvatibai Kashinath Salunke
through her constituted attorney

1(a) Janardan Kashinath Salunke & Ors. .. Respondents

Mr.Joaquim Reis, Senior Advocate a/w Ms.Sheetal Mane-Tadke for the applicant.

Ms.Vaibhavi Pawar i/by Mr.Suraj Kudalkar for the respondent nos.1(a) to 1(f).

CORAM : R.D.DHANUKA, J.

DATE : 27th January 2020

P.C.:

. By this civil application, the applicant seeks condonation of delay in filing First Appeal. Learned counsel for the respondent nos.1(a) to 1(f) states that her clients have no objection if the delay is condoned. None appears for the respondent no.2 when the matter is called out. No affidavit-in-reply is filed.

2. Heard learned senior counsel for the applicant and the respondent nos.1(a) to 1(f) Delay is sufficiently explained in paragraphs 9 to 13 of the civil application. The reasons recorded in those paragraphs of the civil application are accepted.

3. Civil application is accordingly made absolute in terms of prayer clause (a). No order as to costs.

4. Place the First Appeal on board for 'Admission' on 10th February 2020 subject to numbering. Ad-interim relief granted by this Court to continue till the next date.

R.D.DHANUKA, J.