

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****CIVIL APPLICATION NO. 136 OF 2018****IN****APPEAL FROM ORDER (STAMP) NO. 33491 OF 2017**

Mrs. Sushila Krishna Kulbhi & Ors.

.....Appellants.

Vs.

Mr. Vinod Matadin Chauhan & Ors.

.....Respondents.

Mr. Kamlesh Mishra for the Applicants.

Mr. Manoj Chavan i/by Law Legal for Respondent No.1

Smt. Madhuri More for the Respondent No.2-MCGM.

Mr. Aditya Khare i/by Indira Labde for the Respondent No.5.

CORAM : A. S. GADKARI, J.**DATE : 2nd MARCH, 2020.****PC.:-**

This is an Application for condonation of delay of 36 days in preferring the present Appeal from Order.

2 Advocate Mr. Chavan waives notice for and on behalf of Respondent No.1.

Advocate Smt. More waives notice for and on behalf of Respondent No.2-MCGM.

The service upon the Respondent No.3 is dispensed with, since he is reported to be dead.

Mr. Mishra, learned counsel for the Applicants submitted that,

the Respondent No.4 has been duly served in the matter.

Advocate Mr. Khare, waives notice on behalf of Respondent No.5.

3 Leared counsel for the Respondent No.5 vehemently opposed the Application and submitted that, delay has not been properly explained.

4) However, perusal of Application would indicate that, sufficient cause is made out for condonation of delay.

In view thereof, delay is condoned.

Application is allowed in terms of prayer clause (a).

Sanjiv S.
Mashalkar

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Sanjiv S.
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Date: 2020.03.09
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(A.S. GADKARI, J.)