

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

**INTERIM APPLICATION NO.2456 OF 2020
IN
APPEAL FROM ORDER NO.533 OF 2019**

Neo Builder and Developers ...Appellants
Versus
Mukesh Kantilal Parikh and Ors. ...Respondents

.....

Mr. Ravi Mishra for the Appellants.
Mr. Parth Shah for Respondent Nos.1 to 4.
Mr. Akshay Shinde for Respondent No.5.
Mr. R.Y. Sirsikar for BMC.

CORAM : SMT. ANUJA PRABHUDESSAI, J.

DATED: 6th JUNE, 2022.

P.C.:-

1. By this application, the Applicant has sought to condone delay of 31 days in seeking restoration of the appeal, which is dismissed for non-prosecution by order dated 16/12/2019.

2. Heard learned counsel for the respective parties. Perused the records. In view of the reasons stated in paragraph Nos.3 and 4 of the application, which in my considered view constitute sufficient cause, the delay is condoned. The appeal is ordered to be restored.

3. The application stands disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)