

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 234 OF 2016

IN

FIRST APPEAL (ST.) NO. 29551 OF 2015

M/S. D.B. JAGDALE (SINCE

DECEASED) THROUGH HIS

LEGAL HEIRS, RAHUL D. JAGDALE

} APPLICANT

V/S.

M/S. SUDARSHAN ENGINEERING CO.

} RESPONDENTS

* * * *

Mr. Sushant D. Chavan, Advocate for the applicant.

Mr. Sandeep B. Satkar i/by. Mr. Ashok Toraskar,
Advocate for the respondents.Coram : Sandeep K. Shinde, J.Friday, 18th February, 2022.

P.C. :

1) The money decree passed in Special Civil Suit No. 2894/1991 is assailed in this Appeal. Appellant has deposited the decretal amount in the Registry of this Court. Whereafter vide order dated 25th January, 2016 execution of the impugned decree has been stayed. The

applicant seeks to condone the delay of 331 days occurred in filing the First Appeal.

2) Heard learned Counsel for the parties.

3) For the reasons stated in the application, sufficient cause has been shown. Application is allowed and made absolute in terms of prayer clause (a) and disposed of.

4) List the Appeal under the caption “for admission” on 14th March, 2022 alongwith Application No.788 of 2022 preferred by the respondents.

(Sandeep K. Shinde, J.)