

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO.8721 OF 2024
IN
FIRST APPEAL (STAMP) NO.6657 OF 2023

The Municipal Corporation
of Greater Bombay Through
Its Secretary & Anr.

.... Applicants

Vs.

The Indian Hotels Company Ltd.

.... Respondent

Mr. Drupad Patil a/w. Ms Pallavi Khare for the Applicant/BMC in all Applications.

Mr. Karl Tamboly a/w. Rajesh Satpalkar & Devansh Gadda i/b. Mulla & Mulla and Craigie Blunt & Careo for Respondent in all Applications.

CORAM: SOMASEKHAR SUNDARESAN, J.

DATE: SEPTEMBER 25, 2024

P.C.

1. This Application seeking condonation of delay of five years and nine months raises same issues that arose in three other Applications¹ for condonation of delay which have been rejected by an order passed today.

2. The only difference in this First Appeal (Stamp) No.6657 of 2023 is that the impugned judgment is dated September 6, 2017 and the period of delay is of five years and nine months, as opposed to

¹ IA/9018/2024 in FA(L)/15584/2023, IA/7168/2024 in FA(L)/16462/2023 & IA/9025/2024 in FA(L)/17081/2023.

other three Appeals where impugned judgment was dated January 13, 2016 and delay was of a period seven years and 101 days.

3. For the same reasons as articulated in the other order disposing of Applications seeking condonation of delay, this Application too stands rejected and disposed of accordingly.

4. This order will be digitally signed by the Private Secretary/Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[SOMASEKHAR SUNDARESAN, J.]