
IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO.11767 OF 2024

IN

FIRST APPEAL (L) NO.29774 OF 2023

The Municipal Corporation of Greater Mumbai
Through Municipal Commissioner .. Applicant/Appellant

Versus

M/s. Vimal Corporation & Anr. .. Respondents

Ms Pallavi Khale, Advocate for the Applicant.

Mr. Aakash Chandran i/b. Pranav Nair, Advocate for the Respondents.

**CORAM: B. P. COLABAWALLA &
SOMASEKHAR SUNDARESAN, JJ.**

DATE : DECEMBER 12, 2024

P. C.

1. The above Interim Application is filed seeking a condonation of delay of 92 days and for setting aside the Order dated 29th April, 2024 passed by the Registrar (Judicial-II), under which the above First Appeal was dismissed for non-removal of office objections.

2. Having perused the Interim Application, we are satisfied that a case is made out for condoning the delay. In these circumstances, the

delay is condoned and the Order of the Registrar (Judicial-II) dated 29th April, 2024 is set aside and the above First Appeal is restored to file. All Interim Applications filed in the aforesaid Appeal, and which were also dismissed, shall also be restored.

3. The office objections shall now be removed within a period of four weeks from today, failing which the above First Appeal shall stand dismissed without further reference to the Court and no further applications for restoration of the Appeal shall be entertained.

4. Interim Application is accordingly disposed of. However, there shall be no order as to costs.

5. 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.]

[B. P. COLABAWALLA, J.]