

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**INTERIM APPLICATION NO. 1099 OF 2024
IN
APPEAL (L) NO. 9907 OF 2024**

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Modi Stone Kamgar Sngharsh Samiti

.. Applicant

Versus

The Official Liquidator of Modistone
Ltd. (in liquidation) & Anr.

.. Respondents

Adv. Rajdeep Lahiri a/w Pramod Tambe, Sana Khan & Makarand
Vaidya for the Applicant/Apellant.

Adv. Mutahhar Khan for Official Liquidator.

Adv. Mohit Khanna i/b. Khaitan & Khaitan for Modi Rubber Ltd.

Ms. Nikita Yadav, Assistant O.L. is present.

**CORAM: B. P. COLABAWALLA &
FIRDOSH P. POONIWALLA, JJ.**

DATE: JULY 10, 2024

P. C.

1. The above Interim Application is filed seeking a condonation of delay of 33 days in filing the above Appeal.

2. The learned Counsel appearing for the Applicant/Appellant submitted that though in the Application it is stated that the delay is 33 days, in fact there is a delay of 39 days.

3. Having heard the learned Counsel appearing for the Applicant/Appellant, the learned Advocate appearing for the Official Liquidator and the learned Advocate for M/s. Modistone Rubber Limited, we find that sufficient cause is made out for condoning the delay. In these circumstances, the delay is condoned.

4. Now that the delay is condoned, the Applicant/Appellant shall take all necessary steps to remove all other office objections within a period of one week from today.

5. The Interim Application is accordingly disposed of. No order as to costs.

6. 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.

[FIRDOSH P. POONIWALLA, J.]

[B. P. COLABAWALLA, J.]