

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

INTERIM APPLICATION NO. 7673 OF 2025

IN

FIRST APPEAL NO. 1259 OF 2011

The Manager, ICICI Bank Ltd.

.... Applicant

V/s.

Valmik Shripati Borawane and Ors.

.... Respondents

Adv. Indrajeet Deshmukh i/b. Vidhii Partners for the Applicant.

Adv. Kirthika i/b. Mr. V.B. Tapkir for Respondent Nos.1A to 1C.

CORAM : SHYAM C. CHANDAK, J.

DATED : 28th APRIL, 2025

P.C. :-

- . Heard learned Advocate for the parties.
- 2) Present Application seeking condonation of 39 days delay in filing this Application and to restore the aforesaid Appeal which came to be dismissed for want of prosecution *vide* Order dated 24th January, 2025.
- 3) Learned Advocate for Respondent Nos.1A to 1C has no objection to condone the delay. None appeared for Respondent Nos.2 to 4 on 24/01/2025 when the Appeal was dismissed for non prosecution.
- 4) In view thereof and considering the other grounds stated in the Application, the delay of 39 days in filing this Application is condoned. The Order dated 24/01/2025 thereby dismissing the Appeal for default, is set-aside. Appeal is restored to the stage at which it was dismissed.
- 5) Interim Application stands disposed of.
- 6) List the Appeal on **20th June, 2025**.

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HEERO
JAYANI

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PREETI HEERO
JAYANI
Date: 2025.04.30
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(SHYAM C. CHANDAK, J.)