

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 9816 OF 2025
IN
FIRST APPEAL(ST) NO. 22586 OF 2025

Flory Victor Vincent And Ors.

...Applicants

Versus

Albert Sanjeev Vincent And Ors.

...Respondents

SNEHA
NITIN
CHAVAN

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Date: 2025.08.18
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Mr.R.M. Hardas a/w Pratik Rahade for the Applicants.

Mr. Hemant Ghadigaonkar for Respondent No.1.

Mr. Pradeep Patil for Respondent Nos. 6 and 7/BMC.

CORAM : M.M. SATHAYE, J.

DATE : 14th AUGUST, 2025

PC. :

1. This is an application for condonation of delay of 68 days in filing First Appeal. The Applicants are original Defendant Nos. 1 to 3 and Respondent No.1 is sole Plaintiff, at whose instance the impugned Judgment and Decree is passed.

2. Co-defendants with the present Applicants have not challenged the impugned Judgment and Decree and therefore service upon them - Respondent Nos. 2 to 5 is dispensed with.

3. Respondent No. 1 is duly represented before the Court, who opposes the application. Learned Counsel for the Respondent/Municipal Corporation is present before the Court. No reply is filed opposing the delay condonation.

4. Considering the averments in the application and extent of delay and considering that substantive first appeal is at stake, sufficient cause is made out.

5. The application is allowed. Delay is condoned. Interim Application is disposed.

(M.M. SATHAYE, J.)