

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

**CIVIL APPLICATION NO. 1748 OF 2014
IN
WRIT PETITION NO. 2371 OF 2014**

Smt.Bhagubai Girappa Herwade

Since deceased through legal heir viz.

Sau. Akkatai Sukhadev Shirase

.. Applicant

Vs.

1. The Special Land Acquisition Officer No.14
& Ors.

.. Respondents

Mr.Prajakt Mukund Arjunwadkar for applicant.

Mr.V.S.Gokhale, AGP for State.

**CORAM : A.S. OKA,
V.L. ACHLIYA, JJ.**

DATED : 1ST SEPTEMBER, 2015

P.C.

1 Heard the learned counsel appearing for the applicant. This application is filed by the legal representative of the original writ petitioner. This application proceeds on the footing that the original writ petition being Writ Petition No.2371 of 1988 was dismissed for default. Therefore, the prayer in this application is for restoration.

2 We have perused the file of the original writ petition. It appears that by an order dated 24.06.1996, the writ petition has been rejected by a

speaking order. Reasons have been assigned by the Division Bench for coming to the conclusion that there is no substance in the writ petition. Even a writ of the said order has been issued to the concerned Land Acquisition Officer, No.14, Kolhapur on 9.09.1996.

3 As the main writ petition has been rejected on merits, this application cannot be entertained and the same is accordingly rejected.

(V.L. ACHLIYA, J.)

(A. S. OKA, J.)