

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CIVIL APPLN.(W) NO. 384 OF 2015
AND
CIVIL APPLN. (W) NO. 385 OF 2015
IN
WRIT PETITION NO. 3584 OF 2003 (D)
 Surajsingh s/o Ganeshsingh Thakur
 -vs-
 Ravindra Pralhadrao Chatur

 Office notes, Office Memoranda of
 Coram, appearances, Court's orders
 or directions and Registrar's orders.

Court's or Judge's Orders.

 Mr.Karbhari, counsel for the applicant.
 Mr.J.J.Chandurkar, counsel for the respondent.

CORAM : SMT. VASANTI A. NAIK, J.

DATE : 22.04.2016.

CIVIL APPLN.(W) NO. 384 OF 2015

Heard.

The delay in filing the application for setting aside the judgment is condoned. The civil application is allowed and disposed of.

CIVIL APPLN.(W) NO. 385 OF 2015

It appears that the fact that the petitioner had expired during the pendency of the writ petition was not brought to the notice of this Court before the writ petition was decided on 05/03/2013. It is stated that since the judgment would be *non-est* as the petition was prosecuted by the sole petitioner, the judgment dated 05/03/2013 may be set aside.

In view of the aforesaid statement, the judgment dated 05/03/2013 is set aside. The writ petition may be listed before the appropriate Bench for final hearing. The civil application stands disposed of.

JUDGE