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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

CIVIL APPLICATION NO.13023/2016

IN

WRIT PETITION NO.1182/2012

Rajaram @ Rajasaheb Bhaurao Kawhale.

...Applicant..

Versus

The State of Maharashtra & others.

...Respondents...

.....

Shri V.G. Salgare, Advocate for applicant.

Shri Y.G. Gujarathi, AGP for respondent nos.1 to 4 & 6.

.....

CORAM: R.D. DHANUKA &

SUNIL K. KOTWAL, JJ.

DATE: 13.09.2017

ORDER :

1] Heard learned counsel appearing for the parties.

2] By this civil application, the applicant seeks recall of the order dated 10.6.2014 dismissing the writ petition for default. The learned counsel for the applicant states that the reasons for remaining absent are recorded in paragraph nos.2 & 3 of the civil application and the same be accepted by this Court. He submits that absence of the applicant and his Advocate

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was accidental and not intentional or deliberate.

3] The civil application is allowed and made absolute in terms of prayer clause (A) on the statement of the learned counsel for the applicant that his client would pay costs of Rs.500/- way of donation to the Library of Bar Association at Aurangabad Bench within two weeks from today and would produce a copy of the receipt before the Sheristedar of this Court.

4] The statement is accepted.

5] The civil application is disposed of in aforesaid terms.

(SUNIL K. KOTWAL, J.)

(R.D. DHANUKA, J.)