

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

CIVIL APPLICATION NO. 10033 OF 2016

IN

WRIT PETITION NO. 455 OF 2002

Maharshi Vithal Ramaji Shinde and another .. **Applicants**

Versus

The State of Maharashtra and others .. **Respondents**

Shri Shrikishan S. Shinde, Advocate for Applicants.

Shri Y. G. Gujrathi, A. G. P. for Respondent Nos. 1 and 2.

**CORAM : R. D. DHANUKA &
SUNIL K. KOTWAL, JJ.**

DATE : 4th September, 2017

PER COURT :

1. Learned counsel appearing for applicants states that all the respondents have been duly served. Submission is accepted.

2. By this civil application, the applicant seeks restoration of the Writ Petition No. 455/2002 which was dismissed by the order dated 26th September, 2014 for default.

3. We have heard the learned counsel appearing for applicants and Mr. Gujarathi, learned A. G. P. for respondent Nos. 1 and 2. We are satisfied with the reasons assigned for restoration of the writ petition and for recall of the order dated 26th September, 2014.

4. For the reasons recorded in the civil application, civil application is made absolute in terms of prayer clause “B”. Order dated 26th September, 2014 passed by this Court is recalled. Writ Petition No. 455 of 2002 is restored to its original position along with interim order, if any.

[SUNIL K. KOTWAL, J.]

[R. D. DHANUKA, J.]

sam/sep.17