

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CIVIL JURISDICTION
CIVIL APPLICATION NO. 597 OF 2014
IN
WRIT PETITION NO. 4250 OF 1999

The Deputy Engineer, Zilla Parishad
(P.W.D. and C.), Solapur

... Applicant

Versus

Shri. Shivappa Chandu Vibhute

... Respondent

Mr. Vijay Killedar for the Applicant/Org.Petitioner.

Mr. Parag Tilak instructed by Mr. G.S. Godbole for the Respondent.

CORAM : S.J. KATHAWALLA, J.
DATED : 24th NOVEMBER, 2017

P.C.:

The above Writ Petition was dismissed for default by an order dated 7th June, 2010. The issue involved in the above Writ Petition is referred to the Larger Bench by an order of this Court dated 19th July, 2005/12th September, 2005. I am informed that in the last seven years, the Larger Bench is not constituted to decide the said issue. In view thereof, no prejudice will be caused to the Respondent if the above order dated 7th June, 2010 is set aside and the Writ Petition be taken up for hearing after the Larger Bench is constituted and the issues decided by the Larger Bench. The order of dismissal dated 7th June, 2010 is accordingly set aside and the above Writ Petition is restored to file. The above Civil Application is accordingly disposed off.

(S.J.KATHAWALLA, J.)