

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION NO.598 OF 2017
IN MISC. CIVIL APPLICATION ST. NO.5089 OF 2017
IN REJ. WRIT PETITION NO.128/2017 (WRIT PETITION ST. NO.22574/2016)
(Sudhakar s/o Sitaram Kankal and another vs. State of Maharashtra and others)

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

Shri S.A. Mohta, Advocate for applicants.
Shri K.R. Lule, Assistant Government Pleader for
respondents.

CORAM : P.N. DESHMUKH, J.

DATED : JUNE 9, 2017

Issue notice to respondents.

Shri Lule, learned Assistant Government
Pleader waives notice for respondents.

This application is filed for condonation of
21 days' delay caused in filing application for restoration
of Writ Petition St. No.22574/2016, which was rejected
on 23/1/2017.

It appears that Counsel, who was
representing petitioner earlier had not filed application
for condonation of delay and as such, matter remained
in objection and ultimately, came to be dismissed in
default. For the grounds mentioned in para (3) of the
application it is found that there is no intentional delay
caused in filing this application for condonation of delay.

In the circumstances, delay of 21 days
caused in filing application for restoration of writ
petition is allowed. The application stands disposed of

as allowed.

MISC. CIVIL APPLICATION ST. NO. 5089 OF 2017

Issue notice to respondents.

Shri Lule, learned Assistant Government Pleader waives notice for respondents.

This is an application for restoration of Writ Petition St. No. 22574/2016, which came to be dismissed by Registrar (Judicial) vide order dated 23/1/2017 for not removing office objections.

For the grounds mentioned in para (3) of the application, application is allowed, thereby restoring Writ Petition No.22574/2016 on the file of this Court by setting aside order dated 23/1/2017 passed by Registrar (Judicial). The miscellaneous civil application is allowed.

WRIT PETITION ST. NO. 22574 OF 2016

Shri Mohta, learned Counsel for petitioner, states that he will remove office objections within two weeks.

Stand over to 23/6/2017.

JUDGE

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