

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 8940 OF 2012

SUMANBAI POPAT PATIL
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...
Advocate for the Petitioner : Shri Kshitij H. Surve h/f Shri Surve Hemant.
AGP for Respondents 1 to 4 : Shri K.S.Patil.
Advocate for Respondent 5 : Shri V.B.Patil.
...

CORAM: RAVINDRA V. GHUGE, J.

DATE :- 21st August, 2018

Per Court:

1 The learned Advocate for the Petitioner fairly submits that when this petition was filed for challenging the impugned order, the Petitioner could not approach the learned Maharashtra Revenue Tribunal on account of lack of the Presiding Officer though that was a statutory remedy available. It is submitted that presently, the learned Maharashtra Revenue Tribunal is available and the Petitioner's grievance can be looked into by the said Tribunal. He, therefore, prays for withdrawal of this petition with liberty to approach the learned Tribunal.

2 Considering the above, this Writ Petition is disposed of as withdrawn with liberty as is prayed for.

3 The time spent by the Petitioner in this Court from

23.12.2012 till the passing of this order, would be a ground for condonation of delay, if any.

4 All contentions of the litigating sides are kept open.

kps

(RAVINDRA V. GHUGE, J.)