

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

WRIT PETITION NO. 13313 OF 2017

Sopan Sawalaram Wadane and another .. Petitioners

Versus

The State of Maharashtra and others .. Respondents

Shri Krushna D. Mote, Advocate for the Petitioner.

Shri A. S. Shinde, A.G.P. for Respondent Nos. 1 to 4.

**CORAM : S. V. GANGAPURWALA AND
ARUN M. DHAVALA, JJ.**

DATE : 10TH JANUARY, 2018.

FINAL ORDER :

. The learned Assistant Government Pleader raises a preliminary objection that the petitioner has remedy of appeal.

2. In the light of that, though Mr. Mote, the learned advocate for the petitioner sought to canvass submissions on merits of the matter, we are not inclined to consider the same. The writ petition is disposed of with liberty to the petitioner to avail alternate remedy. All contentions are kept open. No costs.

3. The authority where the appeal would be filed, shall consider the time spent in prosecuting the present writ petition.

[ARUN M. DHAVALA, J.]

[S. V. GANGAPURWALA, J.]