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FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.11731 OF 2018

Office Notes, Office Memorandum of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr.Sagar Anant Joshi for the Petitioner

Mr.P.G.Sawant, AGP for the Respondent-State

CORAM :A.S.OKA AND
M.S.SONAK,JJ.
DATE :OCTOBER 11, 2018

P.C.:

. Not on board. Taken on board.

1 Heard the learned counsel for the petitioner. It is not in dispute that against the impugned order, remedy of appeal under section 247 of the Maharashtra Land Revenue Code,1966 is available. He submits that as the first Appellate Authority has allowed the appeal without condoning the delay that he has approached the Writ Court.

2 The issue which the learned counsel for the petitioner wants to canvass can be always canvassed before the second Appellate Authority. In view of

availability of an efficacious remedy,
we dispose of the petition. All
contentions on merits are kept open.

(M.S.SONAK,J.)

(A.S.OKA,J.)

. After the order was passed, the
learned counsel for the petitioner
seeks permission to withdraw this
petition with liberty to file a
statutory appeal. Accordingly, earlier
order is recalled and the writ petition
is disposed of as withdrawn with
liberty as prayed. All contentions of
the parties on merits are kept open.

(M.S.SONAK,J.)

(A.S.OKA,J.)