

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

M.C.A.NO. 313 /2018 IN W.P.NO. 861/2018.

Dr. Maroti Ruplal Meghawat.

-VERSUS-

State of Maharashtra and others.

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

Court's or Judge's Orders

CORAM : B. P. DHARMADHIKARI
AND A.D. UPADHYE, JJ.

DATE : MARCH 20, 2018.

Heard Shri R.S. Kurekar, learned Counsel
for the applicant and Ms. A.R. Kulkarni, learned A.G.P.
for non-applicant nos. 1,2 and 4.

2. Learned counsel for applicant submits that
remedy of filing appeal against the impugned
communication dated 09.10.2017 is available, and has
not been exhausted.

3. Learned A.G.P. submits that there may be
some time limit for preferring such an appeal.

4. We have dismissed Writ Petition in default.
As remedy of appeal is available, applicant can attempt

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to take recourse to it, as per law. Hence, with liberty to applicant to invoke the appellate jurisdiction as per law and keeping all rival contentions open, we allow Misc. Civil Application. Accordingly, order dated 24.02.2018, is recalled and Writ Petition is restored back to file.

5. Misc. Civil Application is allowed and disposed of. No costs.

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Writ Petition No. 861/2018.

Heard learned counsel for the parties.

2. With liberty to petitioner to take recourse to the appellate jurisdiction and keeping all rival contentions of respondents about the same open, we dispose of the present Writ Petition. No costs.

JUDGE

JUDGE

Rgd.