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

6 PUBLIC INTEREST LITIGATION NO.43 OF 2014

PRAKASH BABURAO GAIKWAD

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Shri Gunale V.D.

AGP for Respondent nos.1 to 7: Shri S.Y. Mahajan

**CORAM: PRADEEP NANDRAJOG, CJ &  
R.G. AVACHAT, J.**

**DATE: 24.09.2019**

**PER COURT :**

1]            Learned counsel for the petitioner states that the petition has been rendered *infructuous* for the reason it concerns a permission for excavation of sand using machinery and the prayer was that as per law, manual excavation alone was permissible. The period for which excavation was permitted using machinery is over.

2]            The petition is accordingly dismissed as *infructuous*.

(R.G. AVACHAT, J.)

CHIEF JUSTICE