

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

**30 CIVIL APPLICATION NO.7707 OF 2019 IN
WP/5017/2018**

PADMINBAI RANBA DEDE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioner : Mr. Undre Vikram S
AGP for Respondents/State : Mr. S.K. Tambe
Advocate for Respondent No.3 : Mr. P.S. Chavan

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**CORAM : P.R. BORA, J.
DATED : 08th JULY, 2019.**

PER COURT:-

1. Heard Shri Undre, the learned counsel appearing for the applicant.

2. The learned counsel submits that inadvertently, necessary steps could not be taken to serve respondent no.2 and in the circumstances, this Court vide order passed on 24.08.2018 has dismissed the petition against respondent no.2 in default. The learned counsel submits that the applicant will take all necessary steps to serve respondent no.2 and has therefore prayed for setting aside the dismissal order passed against respondent no.2.

3. For the reasons stated in the application, the application is allowed. The order dated 24.08.2018 passed

(2)

by this Court is set aside. The petition stands restored against respondent no.2. The civil application stands disposed of.

(P.R. BORA, J.)

Mujaheed//