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

WRIT PETITION NO.651 OF 2019

Ramesh s/o Ramnarayan Jaju,
Age: 72 years, Occu: Agriculture,
R/o: Opposite Railway Station,
Dharangaon, Tq. Dharangaon,
Dist. Jalgaon

..PETITIONER

VERSUS

The State of Maharashtra,
Through it's Secretary,
Department of Energy,
New and Renewable Energy,
Mantralaya, Mumbai-400032 & ors.

..RESPONDENTS

Mr N. E. Deshmukh, Advocate for petitioner;
Mr K. N. Lokhande, A.G.P. for respondent No.1

**CORAM : PRASANNA B. VARALE
AND
S. M. GAVHANE, JJ.**

DATE : 7th March, 2019

ORAL ORDER:

Learned Counsel appearing on behalf of the petitioner, on instructions, prays for withdrawal of the petition.

2. At the request of learned Counsel for the petitioner, the petition is allowed to be withdrawn and disposed of as withdrawn.

(2)

3. Learned Counsel for the petitioner submitted that as the petitioner was under a bona fide impression, he approached this Court. He further submits that as the petitioner has to further file application seeking condonation of delay, the authority be directed to consider that the application on the backdrop of the fact that the petitioner had approached this Court by way of present writ petition.

4. The petitioner is permitted to file application before the appellate authority seeking condonation of delay and if such application is filed, the appellate authority to consider the fact of filing petition before this Court and decide the application.

(S. M. GAVHANE, J.)

(PRASANNA B. VARALE, J.)

sjk