

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

C.A.O. No.65 of 2019 in Civil Application No.2043 of 2018 in
MCA St. No.10120 of 2018 in
Writ Petition No.5223 of 2004 (D)

(Mah. State Mining Corp. Ltd., Nagpur vs. Pranabesh Chandra Chakraborty, Nagpur) and another)

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

Court's or Judge's Orders

Mr.R.M.Sharma, Advocate for the applicant.
Mr.A.D.Sonak, A.G.P. for respondent no.2/State.

CORAM : P. N. DESHMUKH &
MRS.SWAPNA JOSHI, JJ.

DATE : 11.1.2019.

Heard.

Learned Counsel for the applicant has taken out this application for speaking to minutes and has pointed out that, by order dt.17.12.2018, this Court had directed to issue notice to respondents and learned Assistant Government Pleader had waived notice for respondent no.2/State. However, inadvertently, learned Assistant Government Pleader is typed to have waived notice for respondent no.1 when respondent no.1 is a private party, of whose proposed legal heirs are to be brought on record. We have perused the order dt.17.8.2018 which substantiates the submissions advanced as aforesaid. Hence, we pass the following order.

Assistant Government Pleader waives notice for respondent no.2/State.

Issue notice to proposed legal heirs of

respondent no.1 returnable on 28.1.2019.

The order be corrected accordingly.

JUDGE

JUDGE

**jaiswal*