

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

49 CIVIL APPLICATION NO. 4543 OF 2020

WITH

WP/4929/2020

WITH

WP/4922/2020

**SURESH LAXMAN NEMADE AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

...

Advocate for Applicants : Mr. Nitin V Gaware
AGP for Respondents No. 1 to 3: Mr. S. G. Karlekar
Advocate for Respondent No. 4: Mr. M. S. Deshmukh

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**CORAM: S. V. GANGAPURWALA &
SHRIKANT D. KULKARNI, JJ.**

DATE: 27th JULY, 2020

PER COURT:

1. The present application is for amendment.
2. Mr. Gaware, the learned counsel submits that the amendment is necessitated because of some subsequent developments.
3. Mr. Deshmukh, the learned Counsel for the respondent opposes the application and submits that the amendment is not necessary. The petitioner is trying to improvise his case by

amendment and in case of subsequent developments fresh cause of action arises to the petitioner.

4. Considering the fact that the writ petition is at the incipient stage and the respondents will have every opportunity to controvert the averments sought to be introduced by way of an amendment, the present application to the extent of seeking amendment is allowed.

5. Civil Application is disposed of.

6. The amended petition be filed and the copy of the same be served to the learned Counsel for the respondent. At the request of learned counsel for the petitioners, stand over to 17.08.2020.

[SHRIKANT D. KULKARNI, J.] [S. V. GANGAPURWALA, J.]

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