

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

**WRIT PETITION NO.2692 OF 2014
WITH CA/978/2015 IN WP/2692/2014**

**BALAJI GOPALRAO SUNDARGIRWAR
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

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Advocate for Petitioner : Mr. Umesh A. Bhadgaonkar
AGP for Respondents – State : Mr. P. G. Borade
Advocate for Respondent No.5 : Mr. R. S. Deshmukh, Senior Advocate

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CORAM : NITIN B. SURYAWANSHI, J.

DATE : 15th DECEMBER, 2021

PER COURT :

1. The learned Senior Advocate for respondent No.5 raised a preliminary objection that the order impugned in the present petition can be challenged by filing a revision under Section 138 of the Maharashtra Prohibition Act, before the Government.
2. The learned advocate for petitioner, therefore, seeks permission to withdraw the writ petition with liberty to file revision. Writ Petition is disposed off as withdrawn with liberty as prayed for.
3. In the revision, while considering the delay, time spent by the petitioner in prosecuting the present petition be taken into consideration.

4. The stay granted by this Court to continue for a period to four weeks from today.

5. In view of the disposal of the writ petition, the civil application is disposed off.

(NITIN B. SURYAWANSHI, J.)

SVH