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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 10296 OF 2019**

Hanumant Rambhau Darekar & Others Petitioners.

V/s

State of Maharashtra and Others Respondents.

Mr. Drupad Patil i/b Balasaheb Ligade for the Petitioner.

Smt. Madhubala Kajale 'B' Panel AGP for the State.

CORAM: NITIN W. SAMBRE, J.

DATE: JANUARY 13, 2021

P.C.:-

1] Heard.

2] Copy of the Petition alongwith the plaint appears to have been served on the office of the Government Pleader, High Court, Bombay at the time of filing of the Petition itself i.e. in October, 2019. As such, on the date of decision of this Petition, it can be inferred that there is compliance of section 80 of the Civil Procedure Code as there appears to be sufficient notice to the Respondents about intention of the Petitioners of filing of the suit.

3] In that view of the matter, it is open for the Petitioners to

proceed with the suit before the Civil Court as notice period is deemed to have been already over.

4] Petition stands disposed of in the above terms.

(NITIN W. SAMBRE, J.)