

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

CIVIL APPLICATION (CAO) NO. 560 OF 2017 AND
MISC. CIVIL APPLICATION (stamp) NO. 8731 OF 2017 IN
WRIT PETITION NO. 143 OF 2016

The Chief Executive Officer and District Project Director, Chandrapur and
others Vs. Shri Narendra s/o Sahebrao Boke

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Shri M.V. Mohokar, Advocate for applicants/petitioners.
Shri R.M. Tahaliyani, Advocate for non-applicant/respondent.

CORAM : V.M. DESHPANDE, J.
DATE : JANUARY 22, 2021.

These two applications are filed by petitioner for condonation of delay in filling the application for restoration of the application, and application for restoration of writ petition, which was dismissed in default on 10.06.2016.

(2) Shri M.V. Mohokar, learned counsel is representing the applicant whereas Shri R.M. Tahaliyani, learned counsel is representing the non-applicant.

(3) The writ petition was filed challenging the order passed by learned District Judge-III, Chandrapur dated 21.08.2015 below Exhibit-5 in Regular Civil Appeal No.90 of 2014.

(4) At the time of consideration of these two applications, Shri R.M. Tahaliyani, learned counsel for

non-applicant/original plaintiff submitted that Regular Civil Appeal No.90 of 2014, which gives rise to the writ petition itself is finally disposed of, by the learned Appellate Court on 05.03.2020 dismissing the appeal filed on behalf of the present applicant.

(5) His statement is accepted. In view of the disposal of the main appeal nothing survives in the writ petition, even if it is restored. Hence, both civil applications are disposed of as infructuous.

JUDGE

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