

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

1093 WRIT PETITION NO. 2415 OF 2022

M/S ELLORA CONSTRUCTION PV LTD THROUGH ITS MANAGING
DIRECTOR ANWAR KHAN BISMILLAH KHAN
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioner : Mr. Amit Arunkumar Mukhedkar
AGP for Respondents: Mr. A.R. Kale:

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**CORAM : S. V. GANGAPURWALA AND
S. G. DIGE, JJ.**

DATE : 2nd MARCH, 2022

PER COURT :-

1. The learned AGP, on instructions, submits that the notice prior to passing of the order was served upon the petitioner. The petitioner did not file the say.
2. The petitioner has alternate remedy of appeal. The learned counsel submits that the impugned order could not be passed after ten years. The same can be raised by the petitioner in appeal.
3. In view of that, writ petition is disposed of with liberty to the petitioner to avail alternate remedy as may be permissible under law. In that event, all the contentions are kept open. No costs.

**(S.G. DIGE)
JUDGE**

**(S.V. GANGAPURWALA)
JUDGE**