

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD
950 PUBLIC INTEREST LITIGATION NO.44 OF 2020**

**BHAUSAHEB SARJERAO KALE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

Mr. D. R. Kale, GP for the respondents/State

**CORAM : RAVINDRA V. GHUGE &
ANIL L. PANSARE, JJ.**

DATE : 21st June, 2022

P. C.

1. This petitioner had initially filed writ petition NO. 9056/2019 seeking an enquiry against respondent No.3 on the ground that he passes orders exceeding his authority. No order was assailed in the said petition. By an order dated 24-07-2019, this court (Coram: S. V. Gangapurwala and Mangesh S. Patil, JJ.) directed in paragraph Nos.3 and 4 as under:-

“3. In that case, the matter would be in the nature of public interest. The petitioner is not concerned with the orders passed by respondent No.3

4. To test the bonafides of the petitioner and as a security, if any cost is imposed upon the petitioner, the petitioner shall deposit Rs. 1,00,000/- (Rupees One Lakh Only) within a period of four weeks.”

2. When this PIL was registered the said amount has not been deposited. On 17-02-2022, an adjournment motion was moved on behalf of the petitioner. On 21-02-2022, again an adjournment was sought on the ground that documents will be placed on record by the petitioner.

3. Eversince the above orders, the documents have not been placed on record till today. So also, the amount is not deposited.

4. Even today none appears for the petitioner.

5. Considering the above and keeping in view that neither the amount is deposited, nor the documents have been placed on record, this PIL is dismissed in default. In case the petitioner seeks restoration of the PIL, the application shall not be entertained until Rs. One Lakh, as directed earlier, is deposited.

[ANIL L. PANSARE, J.]

[RAVINDRA V. GHUGE, J.]