

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

911 CIVIL APPLICATION NO.11016 OF 2022
IN CIVIL APPLICATION NO.13741 OF 2021
IN FIRST APPEAL STAMP NO.23559 OF 2020

WITH

CIVIL APPLICATION NO.11017 OF 2022
IN CIVIL APPLICATION NO.13740 OF 2021
IN FIRST APPEAL STAMP NO.22810 OF 2020

SADASHIV KHAITRI BHILLARE (DIED) THROUGH L.Rs.
SHAKUNTALA SADASHIV BHILLARE & OTHERS
VERSUS
THE EXECUTIVE ENGINEER, OSMANABAD MEDIUM
PROJECT DIV. OSMANABAD & OTHERS

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Advocate for Applicants in both CA : Mr.A.S.More
AGP for Respondent-State in both CA : Mrs.D.S.Jape
Advocate for Respondent nos.1 and 3 in both CA :
Mr.R.A.Tambe

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CORAM : S.G.DIGE, J.
DATE : 26.07.2022

P.C. :

1] Heard the learned counsel for the applicants,
learned AGP for the respondent-State and learned counsel
for respondent nos.1 and 3.

2] The learned counsel for the applicants submits
that by order dated 30th June, 2022, this Court has disposed
of these Civil Application filed by the applicants on the

ground that amount is withdrawn by the applicants. But, the said amount is not withdrawn by the applicants, hence, requested to recall the order dated 30.06.2022.

3] I have heard all learned counsel. This Court has disposed of these Civil Applications on submission of the learned counsel for the applicants. It is the contention of the learned counsel for the applicants that his Junior was present on that day. Be that as it may, as the applicants have not withdrawn the amount, hence, I pass the following order :

ORDER

I] The order dated 30.06.2022 is recalled. Accordingly, Civil Application No.13741 of 2021 and Civil Application No.13740 of 2021 are restored in their original position.

II] Civil Applications are disposed of accordingly.

**[S.G.DIGE]
JUDGE**

DDC