

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

CIVIL APPLICATION NO.14048 OF 2021

IN

FA/198/2019

RAJABHAU S/O PRASADRAO NIRWAL

VERSUS

**THE STATE OF MAHARASHTRA THROUGH THE COLLECTOR,
JALNA AND OTHERS**

....

Mr. Deepak M. Kakade, Advocate for the Applicant
Ms. D.S. Jape, AGP for Respondent Nos.1 and 2
Mr. S.C. Arora, Advocate for Respondent No.3

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CORAM : SHRIKANT D. KULKARNI, J.

DATE : 04th JANUARY, 2022

PER COURT:-

1. Heard Mr. Kakade, learned counsel for the applicant, Mr. S.C. Arora, learned counsel for respondent no.3 and Ms. Jape, learned AGP for respondent nos. 1 and 2.

2. Mr. Kakade, learned counsel for the applicant invited my attention to the copy of order passed by this Court dated 17.02.2021 in civil application no. 62/2020 in first appeal no.3679/2016 with connected matters and submits that this Court was pleased to allow the application in another matter arising out

of same group. Mr. Arora, learned counsel for respondent no.3 accepts this position. The copy of order dated 17.02.2021 is taken on record and marked as 'X' for identification.

3. In view of order passed earlier by my learned brother (Hon'ble Shri Justice M.G. Sewlikar) dated 17.02.2021, it is necessary to allow this application by condoning the delay.

ORDER

- (i) The application is hereby allowed in terms of prayer clause (B) and (C).
- (ii) The appeal is restored to its original position.
- (iii) Civil application is accordingly disposed of. .

[SHRIKANT D. KULKARNI]
JUDGE

S.P. Rane