

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

NAGPUR BENCH : NAGPUR

WRIT PETITION NO.951/2022

Surendra S/o Rambhau Sawarkar ... Petitioner

- Versus -

State of Maharashtra and others ... Respondents

Mr. S.D. Khati, Advocate for the Petitioner.

Ms. K.S. Joshi, In-charge Government Pleader for Respondent
Nos.1 to 4.

Mr. S.G. Malode, Advocate for Respondent No.5.

CORAM : NITIN JAMDAR AND
ANIL L. PANSARE, JJ.

DATE : 5 APRIL 2022

P.C. :

The reply affidavit is filed on behalf of State on 10
March 2022 wherein following averment is made:-

“15. The respondent no.3 while passing an order dated 04.01.2022 has erred in reading of the order of this Hon’ble Court and tenders its unconditional apology for the same. The respondent no.3 seeks leave of this Hon’ble Court to recall the order dated 04.01.2022. The respondent no.3 would conduct fresh inquiry for allotment of plot to the respondent no.5 and also grant opportunity of hearing to the petitioner before any order is passed in this behalf.”

2. The learned Counsel for the Petitioner states that the Petitioner is satisfied with the stand taken and in light of the same, Petitioner does not intend to pursue the petition further. Accordingly writ petition is disposed of.

3. We make it clear that we have disposed of writ petition in view of the above circumstances and have not entered into the merits of the controversy which is kept open in case any issue arises in future.

(ANIL L. PANSARE, J.)

(NITIN JAMDAR, J.)

Tambaskar.