

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD
CIVIL APPLICATION NO.1030 OF 2023
IN WPST/12319/2021**

BHIKA CHANDU RATHOD DIED THROUGH LRS KHIRABAI
BHIKA RATHOD AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY
AND OTHERS

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Ms. L. R. Thakur h/f Mr. L. C. Patil, Advocate for the Applicant.
Mr. S. N. Morampalle, AGP for Respondents-State.

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**CORAM : SHARMILA U. DESHMUKH, J.
DATED : 27th JANUARY, 2023.**

PER COURT:-

1. This Civil Application has been preferred seeking recall of the order dated 28.03.2022 passed by the Registrar (Judicial) dismissing the petition for non-removal of the office objections and for condonation of delay of 300 days caused in filing the present application.
2. Learned A.G.P. opposes the application on the ground that considerable delay has been caused in filing the present civil application, which has not been sufficiently explained.
3. Learned counsel for the applicant submits that, writ petition is against an order dismissing the Reference under the Land Acquisition Act and as such, leniency ought to be shown.
4. For the reason set out in the civil application, civil application is allowed subject to the payment of cost of Rs.1500/- to be paid to the High Court Law Library.

5. Let the office objections be removed within a period of two weeks from today. Upon office objections being removed restore the writ petition to its original file.

(SHARMILA U. DESHMUKH)
JUDGE

Devendra/January-2023