

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

922 CIVIL APPLICATION NO.8702 OF 2023

ABDUL MUQEET ABDUL WAHAD

VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND OTHERS

...

Advocate for Applicant : Mr. Kakade Amol Narhari

AGP for Respondent Nos. 1 to 3 : Mr. P.S. Patil

Advocate for Respondent No. 7 : Mr. C.V. Dharurkar

**CORAM : MANGESH S. PATIL &
SHAILESH P. BRAHME, JJ.**

DATE : 14.07.2023

PER COURT :

Heard.

2. The Civil Application has been filed seeking restoration of the writ petition with a prayer to condone the delay.

3. However, it is pointed out that the order of dismissal was *ex facie* erroneous. It was a common order passed in more than 25 writ petitions wherein in the list, even the number of the present writ petition was included on 21.04.2022. The learned advocate for the petitioner also points out that on the same date, a separate speaking order was passed by the Court in the present writ petition directing listing of this petition for urgent admission on 15.06.2022.

4. It is abundantly clear that the order of dismissal was passed erroneously. The Civil Application is allowed. The writ petition is restored to the original file.

(SHAILESH P. BRAHME, J.)

(MANGESH S. PATIL, J.)

mkd/-