

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

WRIT PETITION NO.7316 OF 2023

**SHRI SAMARTH CONSTRUCTION THROUGH ITS PROPRIETOR
SANTOSH SHAHADEO SAPKAL**

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS

....

Mr. S. S. Tope, Advocate h/f Mr. A. B. Hawale, Advocate for
Petitioner

Mr. S. G. Karlekar, AGP for Respondent Nos. 1 to 3

Mr. C. S. Deshmukh, Advocate h/f Mr. D. P. Palodkar, Advocate for
intervenor

....

**WITH CIVIL APPLICATION NO. 8080 OF 2023
IN WRIT PETITION NO. 7316 OF 2023**

Sanjay Rajendra Late

... Applicant

Versus

Shri Samarth Construction and others

... Respondents

....

Mr. C. S. Deshmukh, Advocate h/f Mr. D. P. Palodkar, Advocate for
Applicant

....

**CORAM : RAVINDRA V. GHUGE AND
Y. G. KHOBRAGADE, JJ.**

DATE : 04.07.2023

PER COURT :-

1. By consent of the Petitioner, the civil application is
allowed. The Applicant in the civil application shall be added as
respondent in this writ petition. Addition be carried out within
one week.

2. Leave to correct prayer clause/s in the writ petition.
3. Issue notice to the Respondents, returnable on 02.08.2023. The learned AGP waives service of notice on behalf of respondent Nos. 1 to 3. Mr. Deshmukh, learned Advocate holding for learned Advocate Mr. D. P. Palodkar, waives service of notice on behalf of the added Respondent No.4.
4. Let affidavits in reply be filed at least ten (10) days prior to the returnable date.
5. In order to avoid further complications, if the work orders have not been issued, the same may not be issued till the next date in the matter. This tender project would be subject to the result of this petition.

[Y. G. KHOBRADE, J.]

[RAVINDRA V. GHUGE, J.]

SMS