

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Writ Petition No.593/2021

Eprico Mining India Ltd V Mineral Exploration Corporation Ltd, Nagpur and another

Office notes, Office Memoranda of
 Coram, appearances, Court's orders
 or directions and Registrar's orders.

Court's or Judge's Orders

Mr. P.A. Abhyankar, Adv. for petitioners.

Mr. G.M. Hambarde, Adv. for resp. no.1.

CORAM : AVINASH G GHAROTE, J.

DATE : 24-01-2023

This petition challenges the order dated 15-04-19 passed below Exh 12 (pg-15), where the application of the plaintiffs/petitioners for return of Court fee has been rejected.

2. Mr. G.M. Hambarde, Advocate holding for Mr. Samel, Advocate for the petitioners, in light of the order dated 11-02-19 passed below Exh 110 directing the return of the plaint for presentation to the proper Court (page 14), though opposes, however considering the fact that the plaint has already been returned there is no rhyme or reason why the Court fee paid upon the plaint should not be returned back to the plaintiffs/petitioners, considering which, the impugned order dated 15-04-19 below Exh 12 is hereby quashed and set

aside and the application below Exh- 12 is allowed.

JUDGE

Deshmukh