



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

**CIVIL APPLICATION (W) NO. 2683 OF 2023**  
**IN WRIT PETITION NO. 5786 OF 2023**

(Mohd. Niyaz s/o Abdul Aziz Vs. The State of Maharashtra & Ors.)

*Office Notes, Office Memoranda of Coram,  
appearances, Court's orders of directions  
and Registrar's orders.*

*Court's or Judge's order*

Shri P.A. Abhyankar, Advocate for the applicant/ petitioner.  
Ms S.S. Jachak, Assistant Government Pleader for respondent nos. 1 and 4.  
Shri Abhay Sambre, Advocate for respondent nos. 2 and 3.

**CORAM : A. S. CHANDURKAR AND MRS. VRUSHALI V. JOSHI, JJ.**  
**DATE : SEPTEMBER 4, 2023**

For the reasons stated in the application, the same is allowed. The amendment be carried out accordingly.

2] The Civil Application is disposed of.

**WRIT PETITION NO. 5786/2023**

3] It is submitted by the learned Counsel for the petitioner that in the light of the order passed in the previous proceedings being Writ Petition No.4856/2018, the appeal preferred by the petitioner ought to have been entertained on merits by respondent no.4.

4] Issue notice to the respondents returnable in three weeks.

5] The learned Assistant Government Pleader waives notice for respondent nos. 1 and 4.

6] Shri Abhay Sambre, learned Counsel waives notice for respondent nos. 2 and 3.

(MRS. VRUSHALI V. JOSHI, J.)

(A. S. CHANDURKAR, J.)

SUMIT