



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

954 WRIT PETITION NO.6769 OF 2024

AHMEDNAGAR ZILLA SHETMAJOOR UNION, SHRIRAMPUR THROUGH ITS
GENERAL SECRETARY

VERSUS

SUB DIVISIONAL OFFICER, SHRIRAMPUR AND OTHERS

...

Mr. P.V. Barde, Advocate for petitioner

Mr. A.V. Lavte, AGP for respondent Nos.1 and 2

...

CORAM : S.G. CHAPALGAONKAR, J.

DATE : 04th JULY, 2024

ORDER :

1 The petitioner impugns the order dated 15.04.2024 passed by
Sub Divisional Officer, Shrirampur in Delay Condonation Application
No.312/2023.

2 Learned AGP invites attention of this Court to the order passed
by this Court in Writ Petition No.12965 of 2023 with companion matters, in
which this Court held as under -

“35. Having regard to the conspectus of the above discussion, the

issues framed for consideration are answered as under :

(a) The order of SDO admits the Appeal after condoning the delay. Section 252 of MLRC bars filing of Appeal from an order admitting the Appeal. The only remedy available to the Petitioner is remedy of revision.

(b) By virtue of Section 259 of MLRC, the order admitting Appeal being final as no appeal lies from such decision, the revision would lie before the State Government.”

3 In view of the alternate remedy available, the writ petition stands dismissed with liberty to avail the alternate remedy.

(S.G. CHAPALGAONKAR)
JUDGE

agd