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

977 WRIT PETITION NO. 398 OF 2024

KALYAN BALU KALE
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY
AND ANOTHER

....
Mr A. D. Sonkawade, Advocate for Petitioner;
Mr R. S. Wani, A.G.P. for Respondents/State

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

DATE : 10th January, 2024

PER COURT:

1. The Petitioner prays for re-calibration of the vehicle bearing registration No.MH-13-DZ-9393.
2. The vehicle was seized on 04/12/2023. According to us, if the sand has dried up over a period of six weeks, the vehicle is bound to have lesser weight today.
3. Nevertheless, **this Writ Petition is disposed off**, with a direction to Respondent No.2/Additional Collector, Nandurbar, to carry out re-calibration of the vehicle of the Petitioner, within 10 days from today, and if the weight is within the permissible limit, pass appropriate orders for releasing the vehicle. However,

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if the final order in the said proceeding is already passed, this order would not be applicable, and the the Petitioner would file a fresh application for re-calibration before the Appellate Authority, wherein the proceeding is filed. If such application is filed, the same shall be decided within 15 days, thereafter.

(Y. G. KHOBRAGADE, J.)

(RAVINDRA V. GHUGE, J.)

sjk