



A-954-2024

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

MISC. CIVIL APPLICATION NO. 954 OF 2024
IN WRIT PETITION NO. 6217 OF 2011

(Smt. Gayatri Vilas Nilawar & Anr. Vs. The Divisional Commissioner, Amravati Division & Ors.)

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

Court's or Judge's orders.

Shri Bhandakkar h/f Shri C.S. Dharmadhikari, Counsel for
the petitioners.

Shri S.C. Joshi, A.G.P. for the respondents/State.

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CORAM : ANIL L. PANSARE, J.
OCTOBER 24, 2024

On 30/9/2024, following order was passed
in Writ Petition No. 6217/2011 :

*“On 11.02.2022, following order was
passed.*

*“None present for the petitioners when
called.*

*It appears that the petitioners are not
interested in proceeding with the matter.*

*List this matter after two weeks under
the caption of “dismissal”.”*

*None appears for the petitioners today.
It appears that the petitioners are not interested
in prosecuting the petition.*

*The writ petition is dismissed as not
prosecuted.”*

2] By present application, the applicants/
petitioners are praying for restoration of petition. The
reason assigned for not attending the matter is that the
petitioners' Counsel, due to oversight, failed to mark the
matter.

3] Experience shows that this ground is put forth in a routine manner. I am informed that as and when a petition is listed, message of listing is sent to the Counsel. Nothing has been said on this point.

4] In the circumstances, the application is allowed as prayed for subject to cost of Rs.5,000/- to be deposited by the petitioners with the High Court Bar Association Library, Nagpur, on or before 14/11/2024 failing which the order of dismissal shall stand restored.

5] If cost is paid, list the petition thereafter.

(ANIL L. PANSARE, J.)

Sumit