



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

916 WRIT PETITION NO. 9979 OF 2023

BALAJI MADHAV MIRASHE
VERSUS
VILLAGE DEVELOPMENT OFFICER AND OTHERS

...
Mr. Avinash D. Hande – Advocate for Petitioner
Mr. U.B. Bhange – Advocate for Respondents
...

CORAM : SIDDHESHWAR S. THOMBRE, J.
DATE : 18.12.2025

PER COURT :

1. Heard learned Counsel for the respective parties.
2. By way of this petition, the petitioner assails the order dated 27.11.2019 passed by learned District Judge-1, Kandhar, in M.C.A. (RJE) No.65/2015, whereby the application at Exhibit 1 came to be rejected.
3. The petitioner had moved an application seeking condonation of delay in preferring the Regular Civil Appeal. On the date when the said application was listed for hearing, neither the petitioner nor the advocate appearing on behalf of the petitioner remained present. Consequently, the learned Appellate Court dismissed the said application for default.
4. Considering the averments made in the present petition and in the interest of justice, the order dated 27.11.2019 passed by learned District

Judge-1, Kandhar is quashed and set aside.

5. The application at Exhibit 1 is restored to the file, subject to payment of costs of Rs.5,000/- (rupees Five Thousand only) to be deposited within a period of two (2) weeks from today with the Advocate's Bar Association of Bombay High Court Bench at Aurangabad.

6. The Writ Petition is disposed of accordingly.

[SIDDHESHWAR S. THOMBRE]
JUDGE

Pooja Kale/