



IN THE JUDICATURE OF HIGH COURT AT BOMBAY
BENCH AT AURANGABAD

931 FIRST APPEAL NO. 1739 OF 2020

KALYANRAO RAJESHWARRAO MOKASHE (DIED) THR LRS KAVITA AND
OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

.....
Advocate for Appellant : Mr. Mahesh P. Kale
AGP for Respondent - State : Mr. N. D. Batule
Advocate for Respondent No.3 : Mr. Sham B. Patil

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CORAM : ABHAY S. WAGHWASE, J.
DATED : 24 JULY 2025

PER COURT :-

1. Heard on the point of maintainability.
2. Learned counsel Mr. Patil for acquiring body is questioning the maintainability of First Appeal. He sought reliance on the case of *Diwakar Prabhakar Chopade v. Sub-Divisional Officer (LAO), Aurangabad* reported in AIROnline 2019 Bom 1045.
3. Learned counsel for appellant Mr. Kale has fairly submitted that in view of settled position, he has no objection to pass appropriate order.
4. First Appeal being not maintainable, the same stands disposed off.
5. Appellant is at liberty to file appropriate proceedings.

(ABHAY S. WAGHWASE, J.)