



IN THE JUDICATURE OF HIGH COURT AT BOMBAY
BENCH AT AURANGABAD

949 FIRST APPEAL NO. 3962 OF 2022

BHANUDAS MARUTI PATEKAR
VERSUS
THE STATE OF MAHARASHTRA AND ORS

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Advocate for Appellant : Ms Rakh Asha D. and Mr. Nilesh Avhad

AGP for Respondent Nos. 1 and 2 : Mrs. A. S. Mantri

Advocate for Respondent No.3 : Mr. Mukul Kulkarni

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CORAM : ABHAY S. WAGHWASE, J.

Dated : 03 October, 2025

PER COURT :-

1. Learned counsel for the appellant submits that, learned Reference Court, by observing that in spite of sufficient opportunity, no evidence has been produced by either of the party, passed the impugned order in absence of any oral or documentary evidence. It is therefore submitted that the matter be remanded back.

2. In view of the above, by way of fair opportunity, the matter is remanded back. It is made clear that in case the the appellant succeeds, he would not be entitled for the interest for the period from dismissal of his claim till today. The First Appeal is accordingly disposed off.

(ABHAY S. WAGHWASE, J.)