

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
INTERIM APPLICATION NO.4469 OF 2025  
IN  
WRIT PETITION (L) NO.3022 OF 2025**

BHALCHANDRA  
GOPAL  
DUSANE

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|-------------------------------------------------|---------------|
| Shamina Iqbal Jhanjhariya                       | ...Applicant  |
| Versus                                          |               |
| Bhiwandi Nizampur City<br>Municipal Corporation | ...Respondent |

Mr. Veer Kankaria, Advocate for Applicant.  
None for Respondent.

**CORAM :   RAVINDRA V. GHUGE &  
                  HITEN S. VENEGAVKAR JJ.  
DATE    :   24<sup>th</sup> APRIL, 2026.**

**P.C.:**

1.           The Writ Petition was dismissed for default as the Petitioner did not tender the spare copies for processing notice to the Respondents. 96 days delay is caused in filing this Application for seeking restoration.
2.           Since, the Petition was at a pre-notice stage and is dismissed in default for the above reasons, this Application could be entertained.

3. The learned Advocate for the Petitioner submits that the Writ Petition may be restored and leave may be granted to withdraw the Petition to file the same on the Appellate Side of the Bombay High Court.

4. In view of above, **this Application is allowed**. Delay is condoned. The Writ Petition is restored.

5. At the request of the Petitioner, **the Writ Petition is disposed off** as withdrawn on instructions with liberty to file a fresh Petition in the same cause, on the Appellate Side.

[HITEN S. VENEGAVKAR, J]

[RAVINDRA V. GHUGE, J.]