

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

MISC. CIVIL APPLICATION NO. 379 OF 2025

IN

WRIT PETITION NO. 5402 OF 2021(D)

(Deelip Mahadeorao Tangadpalliwar Vs. Shivshakti Shikshan Sanstha, Kotha and ors)

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

Court's or Judge's orders.

Mr. D.P. Dapurkar, Adv h/f Mr. V.A. Kothale, Advocate for
petitioner.

Mr. Anoop Dhore, Advocate for respondent Nos. 1 and 2.

Ms. D.V. Sapkal, Advocate for respondent No. 3/State

CORAM : M.W. CHANDWANI, J.

DATE : 09.03.2026.

Heard learned counsel for the applicant/petitioner, learned
counsel for respondent Nos. 1 and 2 and learned AGP for respondent
No. 3.

2. The order dated 26.3.2025 indicates that apart from non
prosecution of the petition, the petition was also dismissed on merit.
But, fact remains, that since petitioner was not heard and in order to
show his bonafide, he having deposited amount of Rs. 50,000/- as well
as considering the submission and reason for non-appearance, in the
interest of justice, application is allowed, subject to cost of Rs. 5,000/-
to be deposited in the **"Public Welfare Account"** with **Union Bank of
India**, bearing Account No. **129712010001014** and **IFSC Code –
UBINo812978**. Writ petition No. 5402/2021 be restored on its place.
Application is disposed of.

3. Remaining Rs. 45,000/- alongwith accrued interest be returned
to the petitioner. The petitioner to supply copy of the petition to the
respondents, immediately.

JUDGE

Belkhede PS