



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

902 CIVIL APPLICATION NO. 9375 OF 2023

IN
REVIEW APPLICATION (CIVIL) (STAMP) NO. 20200 OF 2023
IN
FIRST APPEAL NO. 465 OF 2004

WITH
REVIEW APPLICATION (CIVIL) (STAMP) NO. 20200 OF 2023

WITH
FIRST APPEAL NO. 465 OF 2004

MAHARASHTRA INDUSTRIAL DEVELOPMENT CORPORATION
ITS DIVISIONAL OFFICER LATUR
VERSUS
BALAJI MAHAJAN JADHAV AND OTHERS

...
Advocate for Applicant : Mr. S. S. Dande.
Adv. for Respondent No.1 : Mr. M. V. Deshpande & Mr. M. D. Narwadkar.
AGP for Respondent Nos.2 & 3 : Mr. S. B. Jadhav.
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CORAM : **SANJAY A. DESHMUKH, J.**
DATE : 18th February, 2026.

Per Court :

1 This is an application for condonation of delay of 1269 days caused in filing the review application against the order dated 9th December, 2019, passed by this Court in First Appeal No.465 of 2004.

2 Perused the application. Heard the learned counsel for both the sides.

3 It is pointed out that the applicant came to know that First Appeal No.694 of 2004 was not pointed out while passing the order dated 9th December, 2019 and disposing of First Appeal No.465 of 2004. When First Appeal No.694 of 2004 was scheduled for hearing, the learned counsel for the applicant came to know that the order passed in First Appeal No.465 of 2004 affects the rights of the applicant. He, therefore, prayed to condone the delay caused in filing the review application.

4 On perusal of all the documents, the above submission is found correct. Considering the facts and circumstances of the case, and as the delay does not appear to be deliberate or intentional, it would be appropriate to condone the delay in the interest of justice.

5 First Appeal No.465 of 2004 deserves to be decided on merits. Therefore, the application for review also deserves to be allowed in the interest of justice.

6 In view of the above, Civil Application No.9375 of 2023 and Review Application (Civil) (Stamp) No.20200 of 2023 are allowed and the order dated 9th December, 2019 passed in First Appeal No.465 of 2004 is recalled and the said appeal is restored to its original position.

FIRST APPEAL NO.465 OF 2004

7 Issue notice to the respondents. Mr. Murar V. Deshpande and Mr. M. D. Narwadkar, learned counsel waives notice for respondent No.1. The learned AGP waives notice for respondent Nos.2 and 3.

8 First Appeal No.694 of 2004 be listed with this appeal.

9 List both the appeals on 24th February, 2026, **high on board.**

[SANJAY A. DESHMUKH, J.]

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