IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.10578 OF 2023

DESHI DARU KIRKOL VIKRI DUKAN
THROUGH ITS PROPRIETOR
VERSUS
MINISTRY OF FINANCE
THROUGH CENTRAL BOARD OF DIRECT TAXES AND OTHERS
...
Advocate for Petitioner: Mr. Raviraj R. Chandak
...

CORAM : RAVINDRA V. GHUGE &
ARUN R. PEDNEKER, JJ.

DATE : 31st AUGUST, 2023

PER COURT:

1. The learned counsel for the petitioner moved a praecipe for formation of a special bench. This is a motion for speaking to the minutes of the order dated 25.08.2023, passed by this court (Coram: Devendra Kumar Upadhyaya, CJ. and Arun R. Pedneker, J.). Considering the order of the senior-most judge of this court, this bench has been constituted. As a grave urgency was voiced, we have assembled today immediately after passing of the order by the senior-most judge on 30.08.2023.

2. It is pointed out that the State of Maharashtra is not even arrayed as a respondent and yet, in the order dated 25.08.2023, the State of Maharashtra is shown as respondent no.1.

3. We have also noticed that the name of the Hon'ble the Chief Justice of the Bombay High Court has not been properly typed in the order dated 25.08.2023.

4. We have also noticed in the said order that the name of the learned counsel for respondent nos.2 and 3 has not been properly mentioned.

5. The learned counsel for the petitioner informs that the learned counsel representing respondent nos.2 and 3 is unwell. However, she has consented for carrying out the corrections in the order dated 25.08.2023.

6. In view of the above, the motion is allowed with the following corrections:

A] The name of the Hon'ble The Chief Justice be properly mentioned.

B] The name of the learned counsel representing respondents no.2 and 3 be properly mentioned.

C] The words 'State of Maharashtra' appearing in the title clause in the order be replaced by 'Ministry of Finance, Through Central Board of Direct Taxes, New Delhi'.

D] The corrected order be uploaded.

[ARUN R. PEDNEKER, J.] **[RAVINDRA V. GHUGE, J.]**

marathe