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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.3698 OF 2012
IN
FIRST APPEAL NO.67 OF 2011**

Nilesh Digambar Muttepawar ... Applicant
Vs.
The Board of Trustees of the Port of Bombay & Ors. ... Respondents

Mr. V.S. Kapse, for the Applicant.
Mr. U.J. Makhija i/by M/s. Motiwala & Co., for the Respondent No.1.

CORAM : A.S. OKA, J.

**DATE : 22nd DECEMBER, 2014
(In chamber at 2.30 pm)**

PC.

. Heard the learned counsel for the Applicant. In an Appeal which was unconditionally withdrawn by the Applicant, a prayer for modification of the order dated 5th July, 2011 by which the Appeal was dismissed as withdrawn cannot be entertained. No direction can be issued in a disposed of/withdrawn Appeal directing the first Respondent to decide the application for regularisation which is allegedly pending with the first Respondent. If the grievance of the Applicant is that the said application is not being decided, it is for the Applicant to adopt appropriate remedy in accordance with law. Hence, no relief can be granted in this application and the same is rejected.

(A.S. OKA, J.)