

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.2511 OF 2015

Mr. P V K. Reddy

.. Petitioner

Versus

Kala Basant C. H. S. Ltd. and others

.. Respondents

Mr. A. S. Rao i/by Mr. P. C. Kamble, for the Petitioner.

Mr. Abhinav Joshi, for the Respondents.

CORAM : R.M. SAVANT, J.

DATE : 15th JUNE, 2015

PC.

The order impugned is one passed by the Co-operative Appellate Court, Pune dated 27.02.2015 in Revision Application No.8 of 2015, by the said order, the application for amendment of the dispute filed by the Petitioner came to be allowed. It seems that the dispute in question being Dispute No.5 of 2011 has been dismissed for non-prosecution by order dated 13.05.2015. The said dispute has been dismissed on the ground that in spite of opportunity affidavit of evidence was not filed by the disputant. In view of the fact that the dispute itself has been dismissed for non-prosecution, the above Petition challenging the order allowing the application for amendment has turned infructuous and would have to be disposed of as having turned infructuous. In the event the dispute in

question is restored to file, it would be open for the Petitioner to apply for restoration of the above Petition.

[R.M. SAVANT, J]