

VPH

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION No. 266 OF 2015
IN
WRIT PETITION No. 1568 OF 2003

Aspi Khodadad Irani & Ors. ... Petitioners
Vs.
The Director,
Prime Minister's Grant Project,
MHADA & Ors. ... Respondents

Mr. Clive D'Souza, for the Applicants / Petitioners.
None for the Petitioners and the Respondents.

CORAM : V. M. KANADE, &
REVATI MOHITE DERE, JJ.

DATE : JANUARY 8, 2015

PC.

1. The delay caused in filing the notice of motion is condoned for the reasons stated in the affidavit in support of the motion, more particularly, in paragraph 3 and 4 of the said affidavit. It is submitted that petition has not become infructuous. Since the petitioners and their advocate were not present, they could not point out this fact to this Court. Explanation of the Petitioners is accepted; the order dated 8.1.2015 is recalled and Writ Petition No. 1568 of

2003 is restored to the file. Notice of motion is accordingly allowed and disposed of in terms of prayer clauses (b) and (a).

2. Place the writ petition be placed on final hearing board on 7th January, 2016.

Sd/-

[REVATI MOHITE DERE, J.]

Vinayak Halemth

Sd/-

[V. M. KANADE, J.]