

HON'BLE THE ACTING CHIEF JUSTICE DILIP B. BHOSALE
AND
THE HON'BLE SRI JUSTICE S.V. BHATT

Writ Petition No.25464 of 2002

-
DATED:08.07.2015

Between:

Mohd. Iqbal Ahmed,
Hyderabad.

... Petitioner

And

The Union of India,
Represented by its Under Secretary,
Home department,
Ministry of Home Affairs,
New Delhi and others.

....Respondents

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Order: (Per the Hon'ble the Acting Chief Justice Dilip B. Bhosale)

Heard learned counsel for the petitioner.

This writ petition seeks to challenge Section 8 of the Provincial Insolvency Act, 1920 (for short 'the Act'), as arbitrary, ultra vires and unconstitutional.

Over and above this, the petitioner has not made any prayer as such in the writ petition. In our opinion, such prayer cannot be entertained merely for academic purpose. Hence, we are disposing of the writ petition with liberty to the petitioner to challenge, if he so desires, the provisions of Section 8 of the Act, in appropriate proceedings, if circumstances so demand.

Consequently, pending miscellaneous applications shall also stand closed. No costs.

DILIP B. BHOSALE, ACJ

**S.V. BHATT,
J**

8th July, 2015

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