

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

WRIT PETITION NO. 1553 OF 2015

Shri Bachubhai Ratilal Joshi

...Petitioner

Versus

Union of India & Ors.

...Respondents

Mr. Madhav J. Jamdar, for the Petitioner.

Mr. T.J. Pandian, for the Respondents No. 1 & 3.

Ms. Nupur Awasthi, i/by M/s. Consulta Juris, for Respondent No. 2.

**CORAM : B.R. GAVAI AND
RIYAZ I. CHAGLA, JJ.**

DATE : 1 July 2017

ORDER :

1. The learned Counsel for the Petitioner seeks withdrawal of the Petition with liberty to file Public Interest

Litigation in so far as payer clause (a) is concerned and either to file a Suit or an alternate remedy available in law, in respect of prayer clause (b) is concerned.

2. The Petition is therefore, disposed of as withdrawn with liberty as prayed.

3. It is made clear that since the Petitioner was *bonafidely* prosecuting the present Petition, he would be entitled for the benefit of Section 14 of the Limitation Act, 1963 for a period during which the present Petition is pending, in the event of further recourse of alternate remedy.

[RIYAZ I. CHAGLA J.]

[B.R. GAVAI, J.]