

psv

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

WRIT PETITION NO.2204 OF 2016

Indus Towers Limited

..Petitioner

Vs.

Mahanagar Telephone Nigam Limited & Anr.

..Respondents

Mr.Tarfiq Kapadia with Mr.Amit Khairwar and Mr.Prasad Dhonde
i/b. M/s.D.H. Law Associates for Petitioner.

Mr.Vishal P.Shirke i/b. Mr.S.V. Marne for Respondent Nos.1 and 2.

**CORAM : SHANTANU S. KEMKAR AND
G.S. KULKARNI, JJ.**

DATE : 2nd NOVEMBER 2017

P.C.:

It has been stated by the learned Counsel appearing for the respondents that the petition is rendered infructuous.

2. Accordingly, we dismiss this petition as infructuous.

3. However, it will be open for the petitioner to seek revival of the petition, if has not rendered infructuous, or if any demand notice is issued by the respondents, the petitioner is permitted to challenge the same by way of separate appropriate proceeding, in accordance with law.

[G.S. KULKARNI, J.]

[SHANTANU S. KEMKAR, J.]