

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD

WRIT PETITION NO. 5175 OF 1995

MOHD NAZIRODDIN S/O KABIRODDIN AND OTHERS  
VERSUS  
THE STATE OF MAHARASHTRA AND OTHERS

....

Advocate for the petitioners: Mrs. M.A. Kulkarni (absent)  
AGP for respondent Nos.1 to 3: Mr. S.P. Tiwari  
Advocate for respondent No.4: Mr. V.D. Salunke

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**CORAM : V. K. JADHAV, J.**  
**DATED : 11<sup>th</sup> JANUARY, 2018**

**PER COURT:-**

1. None present for the petitioners. Learned counsel appearing for respondent No.4 submits that during pendency of this writ petition, respondent No.4 died on 3.8.2011 and accordingly he has given intimation about the same in the Registry of this Court, as provided under Order XXII Rule 10A of C.P.C.. However, till this date, the petitioners have not taken any steps to bring on record the legal heirs of respondent No.4, who was the only contesting party in this matter. Even on earlier occasions this Court has recorded absence of petitioners and their counsel.

2. In view of above, writ petition is hereby dismissed. No costs. Rule discharged.

**( V. K. JADHAV, J.)**

rlj/