

(1)

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD**

**WRIT PETITION NO.3612 OF 2005**

Vilas Dongarlal Jaiswal,  
Age: 51 years, Occu: Business,  
carrying on his business at  
Wine Shop Cl-III, House No.2666,  
Erandol, Tq. Erandol,  
Dist. Jalgaon

..PETITIONER

VERSUS

1. The State of Maharashtra,  
through the Principal Secretary,  
Department of State Excise,  
Maharashtra State,  
Mantralaya, Mumbai
2. The Principal Secretary,  
Home Department,  
Maharashtra State,  
Mantralaya, Mumbai-32
3. The Commissioner of State Excise,  
Maharashtra State,  
Old Custom House,  
Mumbai-400001
4. The Superintendent of State Excise,  
Jalgaon, Dist. Jalgaon
5. The Collector,  
Jalgaon, Dist. Jalgaon

..RESPONDENTS

Mr A. S. Shinde, A.G.P. for respondents

**CORAM : PRASANNA B. VARALE  
AND  
S. M. GAVHANE, JJ.**

**DATE : 8th June, 2018**

**ORAL ORDER:**

None appears for the petitioner.

2. Perused the order dated 7<sup>th</sup> June, 2017, passed by this Court. Perusal of the order sheet shows that in the year 2011 itself, learned Counsel appearing on behalf of the petitioner sought withdrawal of his appearance before this Court and the petitioner had engaged another Advocate and Advocate Ms. Netrali N. Gangawal Jain had filed Vakalatnama on behalf of the petitioner.

3. On 7<sup>th</sup> June, 2017, none appeared for the petitioner though the appearance of Ms. Netrali N. Gangawal Jain was shown in the cause list for the petitioner. To grant one more and last opportunity to the petitioner, the Division Bench of this Court was pleased to adjourn the petition.

4. Today, none appears for the petitioner. Perusal of the record shows that on 14<sup>th</sup> February, 2006, rule was granted in the petition. It seems that the petitioner has lost the interest in prosecuting the petition as none appears for the petitioner even today inspite of grant of opportunity on earlier date. As such, the petition is dismissed in default.

**(S. M. GAVHANE, J.)**

**(PRASANNA B. VARALE, J.)**