

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 5411 OF 2015

Sanat Patel, Director,
M/s.Golden Elephant Hospitality Pvt. Ltd. Petitioner

VERSUS

The State of Maharashtra & Ors. Respondents

None for the Petitioner.

Ms.Kanchan Gupta for the Respondent no.5.

Mr.S.D.Rayrikar, A.G.P. for the State.

CORAM : R.D. DHANUKA, J.

DATE : 24th JANUARY, 2018

P.C.

None for the petitioner when the matter was called out on 31st March 2017, on 23rd January,2018 and even today.

2. With the assistance of the learned A.G.P. of respondent nos. 1 to 3 and the learned counsel for the respondent no.5, I have perused the records and proceedings. Learned counsel for the respondent no.5 tendered a copy of the letter dated 28th November,2014 from the petitioner from the respondent no.5 which is signed, agreed and confirmed by the respondent no.5 by which the petitioner had requested the respondent no.5 to terminate right for exclusive use of the car parking spaces with immediate effect of the said letter dated 28th November,2014.

3. Mr.Rayrikar, learned A.G.P. invited my attention to the

averments made by the respondent nos. 1 to 3 in the affidavit in reply dated 6th October,2015 and more particularly paragraph (12) thereof. In view of the writing dated 28th November,2014 and the averments made by the respondent nos. 1 to 3 in paragraph (12) of the affidavit in reply dated 6th October,2015, in my view nothing survives in this writ petition.

4. Writ petition is accordingly dismissed. No order as to costs.

[R.D. DHANUKA, J.]