

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.7411 OF 2000

Subhash Narayan Kale .. Petitioner

Vs.

M/s. Kesari Maratha Trust & Anr. .. Respondents

WITH

WRIT PETITION NO.4077 OF 2000

M/s. Dainik Kesari Vibhagiya Karyalay & Anr. .. Petitioners

Vs.

Subhash Narayan Kale & Anr. .. Respondents

Mr. Mandar Limaye for the petitioner in WP/7411/00.

Mr. Omkar V. Amberkar i/b. S. R. Nargolkar for the petitioner in WP/4077/00.

None for the respondents.

CORAM : A.K. MENON, J.

DATED : 14TH MARCH, 2018.

P.C. :

1. On 31st January, 2018, when Writ Petition no.7411 of 2000 was called out, none appeared for the petitioner. Mr. Nargolkar appeared in Writ Petition no.4077 of 2000 and stated that respondent no.1 – Trust and the petitioner in Writ Petition no.4077 of 2000 was defunct and that he had no instructions. However, since the Advocate for the petitioner in Writ Petition no.7411 of 2000 was absent and the matter was

adjourned to week commencing from 26th February, 2018.

2. On 28th February, 2018, when this matter was called out, the petitioners and the Advocates in both the petitions were absent. Hence the matter was adjourned for dismissal to 5th March, 2018.
3. The matter is since been listed today under the caption of dismissal, the learned counsel for the petitioner in Writ Petition no.4077 of 2000 states that he has no instructions from his client. In the circumstances, it appears that the petitioners are not interested in prosecuting the writ petitions. I, therefore, pass the following order:-
 - (i) Writ petition no.7411 of 2000 and writ petition no.4077 of 2000 are dismissed for want of prosecution.
 - (ii) No orders as to costs.
 - (iii) Interim orders, if any, stands vacated.

Later on:

Mentioned at 3.00 p.m. by Mr. Mandar Limaye.

At the request of the learned counsel for the petitioner in Writ Petition no. 7411 of 2000, petition is restored to file. List the petition on 21st March, 2018.

(A.K. MENON,J.)