

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 9139 OF 2015

Ishwar Narayan Desai

..... Petitioner

VERSUS

State of Maharashtra & Ors.

..... Respondents

Mr.Rajeev Chavan, Senior Advocate, a/w. Ms.Priyanka Chavan, i/b.
Mr.D.V.Sutar for the Petitioner.

Mr.S.H.Kankal, A.G.P. for the State – Respondent nos. 1 to 4.

Mr.A.M.Ghopade, Assistant Registrar C.S.

CORAM : R.D. DHANUKA, J.

DATE : 11th JUNE, 2018

P.C.

Mr.Kankal, learned A.G.P. for the respondent nos.1 to 4 states that during the pendency of this writ petition, the impugned orders dated 30th July, 2015 and 21st February, 2012 are already implemented. Re-audit is already carried out. Statement is accepted.

2. In view of this situation, Mr.Chavan, learned senior counsel for the petitioner seeks liberty to withdraw this writ petition with liberty to file a fresh writ petition so as to impugn the subsequent orders of the respondents which according to the petitioner are illegal. Statement is accepted.

3. Writ petition is dismissed as withdrawn with liberty as prayed.

It is made clear that this court has not expressed any views on the issue as to whether the impugned orders passed by the concerned authorities which are dated 30th July, 2015 and 21st February, 2012 and also the subsequent orders, whether the same are illegal or not. All issues are kept open. No order as to costs.

[R.D. DHANUKA, J.]