

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.1712 OF 2016

Arvind Gopalrao Basutkar & Ors. ... **Petitioners**

V/s.

State of Maharashtra

Through its Chief Secretary & Ors. ... **Respondents**

.....

Mr.Ravi Gadagkar with Mr.Aniket Ransubhe, Advocate for the
Petitioners.

Mr.Abhay Patki with Mr.V.S.Upadhya Additional Government Pleader,
for the Respondent Nos.1 to 3.

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**CORAM : SHANTANU S. KEMKAR &
 A. M. BADAR JJ.**

DATED : 13th APRIL 2018

P.C.

1 The Respondent/State has filed affidavit in compliance of
the Order passed by this Court on 9th March 2018. Having gone
through the said affidavit and the documents annexed i.e. letter dated
31st March 2018 at Exhibit R-1 and the Notification dated 3rd April 2018
at Exhibit R-2, it is clear that the State has notified the amendment in
Rule 3(b)(i) after existing Rule 3(b) of Bombay High Court Appellate
Side Service Rules 2000.

2 In view of the aforesaid, in our considered view, nothing
survives with this petition and, therefore, the Petition is disposed of.

3 However with the liberty to the petitioners to seek revival of this petition in case the Respondent/State fails to comply the provisions of the said amended Rule in its correct perspective.

4 All contentions to that effect are kept upon.

5 The petition stands disposed of with liberty as aforesaid

(A. M. BADAR J.)

(SHANTANU S. KEMKAR J.)