

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

COMPANY PETITION NO. 153 OF 2016

M/s. Decent Engineering	.. Petitioner
Vs.	
M/s. Royal Carbon Black Pvt. Ltd.	.. Respondent

Mr.B.K. Bali i/b Bali Associates for petitioner.

Mr. M.M. Vashi, senior advocate a/w. Ms. Tanya Barwal i/b M P Vashi Associates for respondent.

CORAM : K.R.SHRIRAM, J.
DATE : 12TH FEBRUARY 2018

P.C.

Mr. Bali, counsel for petitioner states on 5th February 2018, he sent an email to petitioner informing petitioner that he will not be able to represent petitioner any more and on 12th February 2018, if appropriate instructions are not received, petition may be dismissed. Mr. Bali further states that he had also forwarded a letter by speed post to petitioner which was returned undelivered with the endorsement "*Left, Add. Return to Sender*". Mr. Bali and Mr. Vashi state that petition was never advertised, though it was admitted earlier, as the order of admission was recalled. Mr. Bali tenders a photocopy of the email dated 5th February 2018 and a photocopy of the envelope with the endorsement which are taken on record and collectively marked 'X' for identification.

2 In the circumstances, petition stands dismissed for want of prosecution.

3 The amount of Rs. 10,000/- deposited by petitioner with the Prothonotary and Senior Master, High Court, Bombay be returned to the Advocate on record for petitioner.

(K.R. SHRIRAM, J.)