

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION NO.2403 OF 2017

(Nagpur Zilla Nutan Dudha Utpadak Sahakari Sang Ltd., thr. its President, Nagpur Vs.
Sharadkumar Pralhad Deoras)

*Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.*

Court's or Judge's orders.

Shri Rahul Dhande, Advocate for Petitioner.
None for Respondent.

CORAM: ROHIT B. DEO, J.

DATE: 31st OCTOBER, 2018.

Civil Application (CAW) No.1606/2018:

The application is allowed.

2] The petitioner to deposit the amount of rent in
this Court.

Writ Petition No.2403/2017:

This Court passed the following order on
24.10.2018:

*Shri Rahul Dhande, learned Counsel for the
petitioner. None appears on behalf of the
respondent.*

2. *It is expected that Shri G.G. Bade, learned
Counsel who has filed power on behalf of the
respondent sole would appear and assist this
Court.*

3. *Shri Rahul Dhande, learned Counsel is
requested to bring this order to the notice of the
learned Counsel Shri G.G. Bade and learned
Counsel Shri Sayyad Riyajuddin, who appeared on
behalf of the respondent on previous occasion.*

4. *Stand over to 31-10-2018.*

2] Shri Dhande, learned Counsel for the petitioners has placed on record a praecipe stating that he called the counsel for the respondent Mr. Sayyad Riyajuddin telephonically on 29.10.2018 and informed him that the matter is listed on 31.10.2018. The praecipe further states that the order dated 24.10.2018 is also forwarded to the counsel for the respondent on whatsapp.

3] However, despite the communication of the order dated 24.10.2018 neither Shri G.G. Bade nor Shri Sayyad Riyajuddin have appeared before this Court.

4] Since both the learned Counsels are not appearing, let notice be issued to the legal heir of the deceased respondent on the address which is available, although the address does not appear to be detailed.

Civil Application (CAW) No.1733/2018:

For reasons stated in the application, the delay is condoned. The abatement is set aside.

2] Archana Suresh Hardikar be brought on record as legal representative of the deceased respondent Sharadkumar Prahlad Deoras. It would be open for Archana Suresh Hardikar to challenge her impleadment, if she deems fit.

JUDGE