

Atul

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO. 1622 OF 2019

Sumermal Kisturchand Sheth

...Petitioner

Versus

Union of India & Ors

...Respondents

Mr Atul Damle, Senior Advocate, with Sapna Krishnappa, for the
Petitioner.

Mr SK Halwasiya, with Atul S Singh, for Respondents Nos. 1 and 3.

Mr Arsh Misra, i/b MV Kini & Co., for Respondent No. 2.

CORAM: S. C. DHARMADHIKARI &
G.S. PATEL, JJ

DATED: 8th July 2019

PC:-

Heard

1. We do not think that any right is vested in the petitioner to seek an exemption. It is entirely a policy matter. Whether exemption should be granted or not depend on several factors which we do not think are judicially manageable. We think that we should refrain from exercising our writ jurisdiction and not issue directions to consider the request for that would have serious consequences.

2. We do not find that a writ can be issued as prayed and particularly in terms of prayer clauses (a) and (b).

3. The petition is entirely misconceived and is dismissed.

(S. C. DHARMADHIKARI, J)

(G. S. PATEL, J)