

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

WRIT PETITION NO.7434 OF 2018

Minex Metallurgical Co. Ltd., through its Authorized Person Mr. Shekhar Narendra
 Namjoshi

Vs.

R. L. Steel & Energy Limited, Aurangabad through its Director and another

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

Court's or Judge's orders

Mr. R. M. Bhangde, Advocate for petitioner.

Mr. M. R. Joharapurkar, Advocate for respondent No.1.

CORAM : AVINASH G. GHAROTE, J.

DATE : 14/10/2021

Apropos order dated 11.10.2021,
 Mr. Joharapurkar, learned counsel for the respondent No.1
 fairly concedes the position as laid down in ***Ashok Kumar
 Kalra Vs. Wing Cdr. Surendra Agnihotri and others, 2020
 DGLS (SC)195***, in view of which, the impugned order
 dated 29.08.2018, passed below Exh. 22 cannot be
 sustained, as the same is squarely covered by the majority
 view in ***Ashok Kumar Kalra*** (supra),

In view of the above, the application Exh.22
 is dismissed. The impugned order dated 29.08.2018 is
 quashed and set aside.

Petition is accordingly disposed of in the
 above terms.

Needless to say that the respondent shall be
 at liberty to take recourse to whatever avenue available
 in law, regarding claim in Ex.22.

JUDGE