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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 20123 OF 2022
IN
WRIT PETITION NO. 2523 OF 2020

Ashish Kumar Mukesh Kumar ... Applicant/Petitioner

vs.

Union of India & Ors ... Respondents

Ms Sharon Patole for the Applicant/Petitioner.

Mr Pradeep S Jetly, Senior Advocate with Mr Ashutosh Mishra for
the Respondents.

CORAM : NITIN JAMDAR AND
GAURI GODSE, JJ.

DATE : 28 NOVEMBER 2022

P.C.:

In this Petition, the Petitioner has made certain bald assertions that the Petitioner's were coerced by authorities to deposit the amount. The Respondent had countered the same stating that the Petitioner had deposited the amount voluntarily.

2. An order was passed dated 13 March 2020 there were no pleadings whatsoever except one sentence stating that the Petitioner was coerced, leave to amend the Petitions was granted to provide

particulars of the alleged coercion. No steps were taken for almost more than two years and therefore this court dismissed the Writ Petition on that count also that none remained present for the Petitioner.

3. Learned counsel for the Petitioners seeks restoration so that the Petition can be withdrawn on the ground that the instructions were received for withdrawal of the Petition before 10 August 2022 and the Petitioner intends to file fresh Petition. We do not find any reason to vary or modify the order dated 10 August 2022.

4. As regards the presence of the learned counsel for the Petitioner we accept the apology of the learned counsel for the Petitioner for not remaining present on that date.

5. Interim Application is accordingly disposed.

(GAURI GODSE, J.)

(NITIN JAMDAR, J.)