

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

INTERIM APPLICATION NO. 3667 OF 2023
IN
WRIT PETITION (LODGING) NO. 11141 OF 2022
WITH
WRIT PETITION (LODGING) NO. 11141 OF 2022

Rajesh Poddar

... Applicant

In the matter between :

Rajesh Poddar

.. Petitioner

Versus

1. Union of India
& 2 Others

...Respondents

**Mr.Gaurav Mehta i/b Mrs.Pradnya Shinde, Advocate for
Applicant/Petitioner.**

**Mr.Y.S. Bhate a/w. Mr.D.P. Singh, Advocates for Respondent
No.1-UOI.**

Ms. Sukanta Karmakar, AGP for Respondent No.2-State.

**Ms.Akanksha Hambir i/b Rathina Maravarman, Advocate for
Respondent No. 3.**

**CORAM : B.P. COLABAWALLA &
SOMASEKHAR SUNDARESAN, JJ.**

DATE : NOVEMBER 29, 2023.

P C:

1. The above Interim Application is filed seeking restoration of Writ
Petition (L.) No.11141 of 2022 which was dismissed for default by order

dated 19th June 2023.

2. We have heard the learned Counsel appearing on behalf of the Applicant/Petitioner as well as learned Advocate appearing on behalf of the State Bank of India.

3. For the reasons set out in the Interim Application, we allow the same in terms of prayer clauses (a) and (b), which read as under :

(a) This Hon'ble Court be pleased to condone the delay of 136 days in filing the present Interim Application for restoration of Writ Petition (L.) No. 11141 of 2022.

(b) This Hon'ble Court be pleased to restore Writ Petition (L.) No.11141 of 2022 to the file of this Hon'ble Court on such terms and conditions as this Hon'ble Court deems fit and proper.

4. Now that the Writ Petition is restored, the learned Counsel appearing on behalf of the Petitioner sought leave to withdraw the Writ Petition with liberty to file afresh. The reason for this liberty is that originally the Writ Petition was filed only challenging the Lookout Circular issued at the instance of State Bank of India whereas now even the Central Bureau of Investigation has issued a Lookout Circular against the Petitioner. The Petitioner would, therefore, like to withdraw the above Writ Petition with liberty to challenge both the aforesaid Lookout Circulars in one consolidated Petition.

5. In these circumstances, the above Writ Petition is dismissed as withdrawn with liberty, as prayed. No order as to costs.

6. This order will be digitally signed by the Private Secretary/Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[SOMASEKHAR SUNDARESAN, J.]

[B.P. COLABAWALLA, J.]