



**IN THE JUDICATURE OF HIGH COURT AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO.6759 OF 2023

State of Maharashtra
Through Executive Engineer, PWD, Bhokar
VERSUS
Kalyan Toll Infrastructure Ltd and Another

...
Advocate for Petitioner : Mr. Ashish B. Lokhande h/f Mr. G. K. Naik Thigle
Advocate for Respondent No.1 : Mr. S. S. Patil
Advocate for Respondent No.2(A) : Mr. U. S. Malte and D. S. Mutalik
...

CORAM : ARUN R. PEDNEKER, J.

Dated : September 19, 2024.

PER COURT :-

1. Not on board, taken on board.
2. The parties submit that on account of the demise of the presiding Arbitrator, the present petition has been rendered infructuous, and all the contentions raised in the petition are to be kept open for adjudication before the appropriate Court. None has disputed this position or taken objection to the submission made.
3. A praecipe is moved before this Court, signed by both parties, and the same is taken on record.
4. In view of the same, the petition is disposed of as infructuous, with liberty to raise all issues that may be available to the parties before the appropriate Court.
5. The record and proceedings be sent back to the concerned Court.

(ARUN R. PEDNEKER, J.)

vj gawade/-.