

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Writ Petition NO. 4636 OF 2017

The Union Of India And Ors.	...Petitioners
Versus	
Zubaidabai Bandukwala Fidaally Potia	...Respondent

None for the Petitioners.
Mr. Javed Khan for Respondent.

CORAM : RAJESH S. PATIL, J.

DATED : 6 FEBRUARY 2024

P.C.:

1. Respondents submits that after the application filed by Petitioner in the Lower Court seeking a direction that the matter referred arbitrary as per the clause 16 of the amendment, was rejected and so also the Appellate Bench rejected the said application on 29 July 2015 the trial had proceeded before the Small Causes.

2. After the Petition was filed in this Court a Petitioner has not taken up any steps to circulate this matter.

3. On 5 February 2024 when the matter was called out,

none appeared for the Petitioner. Hence, even today when the matter was called, none appeared for the Petitioner.

4. Mr. Khan also submits that the sole respondent has died long back and legal heirs already on record before the Trial Court. Hence, according him the Petitioner herein are aware of the legal heirs already taken on record. He submits that this Writ Petition has now abated.

5. Petition is dismissed.

(RAJESH S. PATIL, J.)