

HARSHADA H. SAWANT
(P.A.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1999 OF 2024
WITH
INTERIM APPLICATION NO.7915 OF 2024
WITH
INTERIM APPLICATION NO.1683 OF 2024
IN
WRIT PETITION NO.1999 OF 2024

Santosh Gopal Keluskar And Ors .. Petitioners

Versus

The State Of Maharashtra Through the Revenue
Minister Revenue And Forest Department and
Ors.

.. Respondents

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- Mr. Pradeep Salgar, Advocate for Petitioners appearing through Video Conferencing.
- Ms. V. S. Nimbalkar, AGP for Respondent No.1.
- Mr. Kailas Dewal a/w. Mr. Yash Dewal, Advocates for Respondent No.5.
- Ms. Krishma Shah, Advocate i/by Shah & Furia Associate for Intervenor.

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CORAM : MILIND N. JADHAV, J.

DATE : JANUARY 19, 2026

P.C.:

1. Heard Mr. Salgar, learned Advocate for Petitioners appearing through Video Conferencing; Ms. Nimbalkar, learned AGP for Respondent No.1; Mr. Dewal, learned Advocate for Respondent No.5 and Ms. Shah, learned Advocate for Intervenor.

2. Mr. Salgar informs the Court that Petitioner No.1 has expired in the interregnum and his legal heirs have not given any instructions to him.

3. It is seen that Petition emanates from *quasi – judicial* order passed in RTS proceedings. A substantive suit is also filed in the Civil Court and there is no interim relief procured by the Petitioners therein. The delay condonation order is passed on 22.07.2025.

4. In that view of the matter, if legal heirs of deceased of deceased Petitioner No.1 or the other Petitioners do not come and prosecute the present Petition, the present Petition will have to be dismissed for want of prosecution.

5. Mr. Salgar being an Officer of the Court and having previously represented Petitioners is directed by Court to inform the legal heirs of Petitioner No.1 as also other Petitioners about this order. The legal heirs of Petitioner No.1 and other Petitioners are directed to appoint an Advocate and / or remain present on the next adjourned date.

6. If they are not present and /or no Advocate remain present for them, this Court shall dismiss the present Petition.

7. It is *prima facie* seen that Petitioner No.1 has filed the present Petition without the Authority from the Trustees of the Trust. The Trustees of the Trust are the remaining Petitioners. They have filed an Affidavit to that effect also.

8. In that view of the matter and the directions contained in the

order dated 22.07.2025, if on the next adjourned date the legal heirs of Petitioner No.1 do not remain present to prosecute the Petition, this Petition shall stand dismissed.

9. Writ Petition is directed to be listed on **27th January, 2026** under the caption “**for dismissal**”.

H. H. SAWANT

[MILIND N. JADHAV, J.]

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signed by
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SAWANT
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