

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY*****CIVIL APPELLATE JURISDICTION*****CIVIL REVISION APPLICATION NO. 283 OF 2022****Maharashtra Tourism Development Corporation
Limited****..... Applicant****VERSUS****Indian Express Newspapers (Bombay) Pvt. Ltd. Respondent**

Mr.Akshay Karlekar i/b. Ms.K.N.Solunke for the Revision Applicant.

Ms.Ranjana Parikh a/w. Mr.Amol Joshi, Ms.Tejasvi Ghag, Mr.Shivam Singh i/b. Ms.Poorvi Kamani for the Respondent.

CORAM: ABHAY AHUJA, J.**DATE : 11th AUGUST, 2023****P.C:-**On 17th February, 2023, the following order was passed :-

1. Heard learned counsel for the Applicant he submits that the Applicant is ready to settle the matter.
2. The learned counsel for the Respondent submits that the Applicants wants to prolong the matter under guise of settlement.
3. Considering the submissions of both learned counsel, matter is adjourned to 10/03/2023 as a last chance.

2. On 23rd March, 2023, the following order was passed :-

- . Heard learned counsel for the Applicant and learned counsel for the Respondent.



. Stand over to 25 April 2023 ‘for final hearing’.

3. On 25th April, 2023, the following order was passed :-

By consent S. O. to 30/06/2023

4. On 30th June, 2023, the following order was passed :-

1. Ms. Kavita Solunke, learned Counsel for the applicant seeks some time on the ground that the Mr. S.M. Gorwadkar, Senior Advocate is not well. Accordingly, list on 14th July, 2023.

5. On 14th July, 2023, the following order was passed :-

Once again, time is being sought on behalf of the Applicant now on the ground that the senior advocate leading in the matter in on his legs before another Court. Ms. Parikh, for the Respondent strongly opposes this request for time. Learned counsel submits that earlier time was being sought by the Applicant on the ground that they would settle the matter but now on one pretext or another, the matter is being prolonged although eviction decree has attained finality and the subject premises has also been vacated and possession has been received by the Respondent. Learned counsel for the Respondent would submit that two authorities below have already decided on the mense profits earlier and nothing remains for the Applicant to argue in this matter. However, the matter is being delayed and no adjournment should be granted.

2. Having heard learned counsel and having perused the proceedings and the earlier orders, as and by way of last chance, time is granted to the Applicant. It is made clear that if the Applicant does not proceed to argue the



matter on the next date, this Court will proceed to pass appropriate orders.

3. List on **11th August, 2023.**

4. The Applicant is also directed to remove the office objections by the next date.

6. Today when the matter is called out, Mr.Karlekar, holding for Ms.Kavita Solunke states that Ms.Solunke is out of town and some time be granted. Ms.Parikh, learned counsel for the respondent vehemently opposes this request and submits that the revision application be dismissed.

7. Having heard learned counsel and having perused the earlier orders of this Court and also noting that the time was granted to the revision applicant as and by way of last chance, list revision application for dismissal on **25th August, 2023.**

8. It is also observed that office objections are yet to be removed.

[ABHAY AHUJA, J.]