

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.3159 OF 2014**

Shri Sajjan Kumar G. BankaPetitioner.
Versus
The State of Maharashtra & Ors. ...Respondents.

Mr. Sachin Gite, advocate for the Petitioner.
Mr. Vikas Mali AGP for the respondent no.1-State.
Mr. M.S.Lagu, advocate for the respondent nos.2 and 3.
Ms. Neeta Karnik, advocate for the applicants in the above civil applications.

**CORAM : SMT. VASANTI A.NAIK
& SHRI C.V.BHADANG, JJ.**

DATED : February 17, 2015.

P.C.:

Heard.

The writ petition is disposed of with the consent of the learned counsel for the parties on the following terms:

(1) The petitioner would remove the containers from the site in question.

(2) The impugned order would not be acted upon and the Corporation would issue a fresh notice to the petitioner for removal of the illegal construction, under Section 260 of the Maharashtra Municipal Corporation Act

and take appropriate steps in furtherance thereof.

(3) The contentions of the parties are kept open.

(4) There would be no order as to costs.

(C.V.BHADANG, J.)

(MRS. VASANTI A.NAIK, J.)

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1256 OF 2014
WITH
CIVIL APPLICATION NO.1255 OF 2014
IN
WRIT PETITION NO.3159 OF 2014**

Mahatma Infrastructure (India) Pvt. Ltd.	...Applicant
IN THE MATTER BETWEEN:	
Shri Sajjan Kumar G. Banka	...Petitioner.
Versus	
The State of Maharashtra & Ors.	...Respondents.

Ms. Neeta Karnik, advocate for the applicants in the above civil applications.
Mr. Sachin Gite, advocate for the Petitioner.
Mr. Vikas Mali AGP for the respondent no.1-State.
Mr. M.S.Lagu, advocate for the respondent nos.2 and 3.

**CORAM : SMT. VASANTI A.NAIK
& SHRI C.V.BHADANG, JJ.**

DATED : February 17, 2015.

P.C.:

As the petition itself is disposed of, nothing survives in the civil applications therein and the same are also disposed of.

(C.V.BHADANG, J.)

(MRS. VASANTI A.NAIK, J.)

