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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

**WRIT PETITION NO. 729 OF 2016**

Avinash Shankar Kelaskar & Ors. ...Petitioners  
Vs.  
Municipal Corporation of Greater Mumbai & Ors. ...Respondents

Mr. B.S. Baraskar, Advocate for the Petitioners  
Mr. Anwar Landge i/b. Swati Sawant, Advocate  
for Respondent Nos. 2 & 3  
Ms. Shobha Ajitkumar, Advocate for BMC

**CORAM : SHANTANU S. KEMKAR &  
M.S. KARNIK, JJ.  
DATED : 27<sup>TH</sup> JUNE, 2016**

P.C. :

Parties through their Counsel. Learned Counsel for the Petitioners as also learned Counsel for Respondents submits that the parties are likely to settle the matter out of Court. However, as we find that as Petition itself is not maintainable we decline to entertain this Petition. Accordingly we dismiss this Petition. It is observed that if the matter is not settled, it will be open for the Petitioners to seek any other remedy as may be available to them under law.

**(M.S. KARNIK, J.)**

**(SHANTANU S. KEMKAR, J.)**