

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5861 OF 2017

Bramhacorp Leisure Club Pvt Ltd ..Petitioner

Vs.

The State of Maharashtra and Others ..Respondents

WITH

CIVIL APPLICATION NO.1928 OF 2017

IN

WRIT PETITION NO.5861 OF 2017

The State of Maharashtra and Others ..Applicants

Vs.

Brahmacorp Leisure Club Pvt Ltd ..Respondent

WITH

WRIT PETITION NO. 5862 OF 2017

Dorabjee and Co Pvt Ltd ..Petitioner

Vs.

The State of Maharashtra and Others ..Respondents

WITH

CIVIL APPLICATION NO.1929 OF 2017

IN

WRIT PETITION NO.5862 OF 2017

The State of Maharashtra and Others ..Applicants

Vs.

Dorabjee and Company Pvt Ltd ..Respondent

WITH

WRIT PETITION NO. 5863 OF 2017

The Ladies Club ..Petitioner

Vs.

The State of Maharashtra and Others ..Respondents

WITH

CIVIL APPLICATION NO.1930 OF 2017

IN

WRIT PETITION NO.5863 OF 2017

The State of Maharashtra and Others ..Applicants

Vs.

The Ladies Club Pune ..Respondent

WITH

WRIT PETITION NO. 5864 OF 2017

The Poona Club Ltd ..Petitioner

Vs.

The State of Maharashtra and Others ..Respondents

WITH

CIVIL APPLICATION NO.1931 OF 2017

IN

WRIT PETITION NO.5864 OF 2017

The State of Maharashtra and Others ..Applicants

Vs.

The Poona Club Ltd

..Respondent

Mr. S. R. Ganbavale, for the Petitioners.

Mr. S. B. Kalal, AGP, for the Respondent State.

CORAM :- **SHANTANU S. KEMKAR &
SMT. ANUJA PRABHUDESSAI, JJ.**
DATE :- **SEPTEMBER 13, 2017.**

P. C.:

Not on Board. Taken on Production Board in view of the urgency.

2 The learned counsel for the Petitioners submits that in view of the order passed by the Supreme Court on 11th July, 2017 in Special Leave Petition (Civil) No.10243 of 2017 (**Arrive Safe Society of Chandigarh v/s the Union Territory of Chandigarh Haryana Excise and Taxation Department and Another**), the Petitioners are entitled to run their respective shops/restaurants/establishments. The learned AGP submits that the cases of all the writ Petitioners shall be examined and appropriate orders in terms of the judgment passed by the Supreme Court will be passed.

3 In view of the aforesaid statement being made by the learned AGP, we dispose of these Petitions by directing the competent

authority of Respondent State to examine the Petitioners' claim and in case the same is covered by the judgment of the Supreme Court as aforesaid (supra), appropriate orders to that effect be passed.

4 Let this be done within one month from the date of receipt of copy of this order. Interim order passed earlier is continued till the fresh decision is taken by the Competent Authority of Respondent State as aforesaid.

5 All the Writ Petitions are disposed of accordingly.

6 In view of this order, all Civil Applications stand disposed of.

(ANUJA PRABHUDESSAI, J.)

(SHANTANU S. KEMKAR, J.)