

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

WRIT PETITION NO.2979 OF 2015
WITH
CHAMBER SUMMONS NO.75 OF 2017

M/s. Modern India Builders and Developers ...Petitioner

vs.

The State of Maharashtra and Others ...Respondents

Mr.,Kunal B. i/b. M/s. Diamondwala & Co. a/w. Ms. Asha Nair, for the Petitioner.

Mr. U.S. Upadhyay, AGP for the Respondent-State.

Mr. Ajai Fernandes i/b. Mr. J.R. Vyas, for Respondent No. 5.

Mr. Arvind Aswani i/b. Jagdish G. Aradwad (Reddy), for Respondent Nos. 2 to 4.

CORAM : SHANTANU KEMKAR &
SMT.ANUJA PRABHUDESSAI, JJ.

DATE : DECEMBER 06, 2017

P.C.:

. The learned counsel for the Respondents have pointed out that against the impugned interim order dated 30th June, 2015 (Exhibit A) passed by the Chief Executive Officer, S.R.A. the Petitioner has filed Application before the High Power Committee.

2. Keeping in view the fact that the Petitioner has already challenged the order before the High Power Committee, no case is made out to interfere in the matter. Accordingly, the Petition is dismissed.

3. However the dismissal of this Petition will not be construed that we have examined the merits of the matter.
- 4, All contentions are kept open.
5. In view of aforesaid, the Chamber Summons does not survive and stand disposed of .

(SMT. ANUJA PRABHUDESSAI, J.) (SHANTANU KEMKAR, J.)