

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

WRIT PETITION NO.1660 OF 2013

Brihanmumbai Municipal Engineers Union ...Petitioner

vs.

Municipal Corporation of Greater
Mumbai and Others

...Respondents

Mr. Kiran Bapat i/b. Mr. Prakash Devdas, for the Petitioner
Mr. S.U. Kamdar, Senior Counsel a/w. Mr. H.C. Pimple, for the
Respondents-BMC.

CORAM : **S. C. DHARMADHIKARI &
B. P. COLABAWALLA, JJ.**

DATE : **FEBRUARY 16, 2017**

P.C.:

1. Mr. Kamdar, learned senior counsel at the hearing of this Writ Petition placed on record a copy of circular dated 12th August, 2016 issued by the Municipal Corporation of Greater Mumbai. On instruction Mr. Kamdar, learned senior counsel submits that this further circular withdraws the impugned circular dated 29th October, 2012 (Annexure 'B') to the Writ Petition and, therefore, nothing survives in this Writ Petition.

2. We accept the statement made by the learned senior counsel appearing on behalf of Respondents, on instruction, and also by placing a copy of circular dated 12th August, 2016 on record. We mark it as 'X' for identification. In view thereof, nothing survives in the Writ Petition. The Writ Petition is disposed of.

3. However, we clarify that the larger issue or question is kept open for consideration and decision in an appropriate case.

(B.P. COLABAWALLA, J.)

(S.C.DHARMADHIKARI, J.)