

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 30<sup>th</sup> 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.)