

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CONTEMPT PETITION NO. 57/2017
IN PUBLIC INTEREST LITIGATION NO. 65/2012.

Akhilesh Mohansingh Thakur, Nagpur.

-VERSUS-

Mr. Shrawan Hardikar, Commissioner, NMC, Nagpur.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

CORAM : B. P. DHARMADHIKARI
AND ROHIT B. DEO, JJ.

DATE : JULY 12, 2017.

Heard Shri S.P. Bhandarkar, learned
Counsel for the petitioner and Shri S.M. Puranik,
learned Counsel for respondent.

2. Effort of Shri Bhandarkar, learned counsel
for petitioner is to demonstrate that the alleged Pillar
and Staircase allegedly supported by it being
encroachment, ought to have been removed and its
non-removal constitute contempt of this Court.

3. Shri Puranik, learned counsel disputes this.
He submits that column in dispute supports the
superstructure.

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4. In view of this disputed position, to find out why the structure which could not be removed and find mention in paragraph nos. 6 and 7 of the affidavit dated 24.03.2017, we grant petitioner leave to make appropriate representation to present incumbent holding the post of of Municipal Commissioner. If such representation is made within a period of two weeks, it shall be decided as per law in next four weeks.

5. In view of these orders, we dispose of the present Contempt Petition. No costs.

JUDGE

JUDGE

Rqd.