

Sharayu Khot.

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

CONTEMPT PETITION (ST.) NO. 652 OF 2018

**Shramik Janata Feriwala Sanghatana &
Anr.**

...Petitioners

Versus

The State of Maharashtra & Ors.

...Respondents

Mr. S.S. Pakale, i/by Mr. Shakar M. Katkar, for the Petitioners.

Mrs. R.A. Salunkhe, AGP, for the Respondent No. 1-State.

**CORAM : ABHAY S. OKA AND
RIYAZ I. CHAGLA, JJ.**

DATE : 2 April 2018

ORDER :

1. The breach alleged is in respect of the directions contained in paragraph 9 of the order dated 16 December 2016.

There is no specific averment in the Contempt Petition that a list

of 81 vendors was submitted by the Petitioners on a particular date along with a particular covering letter. Perusal of Advocate's letter dated 23 November 2017 (*Exh.B* to the Petition) shows that there are vague assertions made that a copy of the said order of this Court along with a list of 81 hawkers was submitted to the Municipal Corporation.

2. Therefore, as of today, no case is made out to initiate an action under the Contempt of Courts Act, 1971, as it cannot be said that the concerned Respondent has committed a breach of the order dated 16 December 2016.

3. Accordingly, the Contempt Petition is disposed of. However, if the Petitioners have not submitted the list of 81 vendors, the Petitioners are free to do so.

[RIYAZ I. CHAGLA J.]

[ABHAY S. OKA, J.]