

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION (L)NO.555 OF 2018**

Sahyog and Company

..Petitioner

v.

The Municipal Corporation of Greater Mumbai & Ors. ..Respondents.

Dr.Birendra Saraf i/by Mr.Bipin J. Joshi, for the Petitioner.
Mr.R.S. Apte, Senior Counsel alongwith Ms.Shital Mane, for the
respondent/MMC.

**CORAM : A.S. OKA &
RIYAZ I. CHAGLA, JJ.**

DATE : 25th APRIL, 2018

P.C.

. Not on board taken on board.

1 Learned senior counsel appearing for the 1st respondent on instructions states that the tender process subject matter of this Petition has been cancelled due to lapse of budgetary provision. He states that a fresh tender process will be initiated.

2 There is a challenge in this Petition to the circular dated 8th December 2016 and policy of the Municipal Corporation. However, in view of cancellation of the tender, the issues raised have become academic .

3 Accordingly, we dispose of the Petition. However, it will be

always open for the Petitioner to file a fresh Petition for challenging the policy of the Municipal Corporation as and when occasion for doing so arises. All contentions which are raised in this Petition are kept open.

(RIYAZ .I.CHAGLA, J)

(A.S. OKA, J)