

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

WRIT PETITION NO.2835 OF 2015

Indus Towers Limited

...

....Petitioner

V/S

Maharashtra Industrial Development
Corporation Limited & Ors.

....Respondents

...

Mr.Amit Khairnar a/w Mr. Toufiq Kapadia and Mr. Irani I/b M/s. D.H. Law
Associates for the Petitioner.

Mr. Pranav Thakur I/b M/s. Little & Co. for Respondent Nos.1 to 5.

Mr. H.V. Venegaonkar, Additional G.P. for Respondent No.6/State.

**CORAM : A.A. SAYED &
A.K. MENON, JJ.**

DATE : 13 DECEMBER 2018.

ORDER:

Learned Counsel for the Petitioner states that the Petitioner is essentially aggrieved by the alleged subletting charges being levied by the Respondent No.1 MIDC for installation of telecommunication tower on the terrace of the building in MIDC area. It is an admitted position that the demand of subletting charges is made by Respondent No.1 MIDC to its lessee and not to the Petitioner. In these circumstances, we are not inclined to entertain the Petition at the instance of the Petitioner and leave it open for the lessee to challenge subletting charges, if so advised. The Petition is accordingly dismissed.

(A.K. MENON, J.)

(A.A. SAYED, J.)