

Santosh

IN THE HIGH COURT OF BOMBAY AT GOA
MISC. CIVIL APPLICATION NO.625 OF 2019
IN
WRIT PETITION NO. 751 OF 2008

Tonia Estates Resorts Pvt. Ltd.
through Aleixo Sequeira.

.... Applicant.

Versus

State of Goa, through its Chief Secretary
and others.

..... Respondents.

Mr. Rafiq Dada, Senior Advocate with Mr. Preetam Talaulikar,
Advocate for the Applicant.

Mr. Rayan Menezes, Advocates for the original Petitioners.

Mr. Pravin Faldessai, Addl. Govt. Advocate for Respondents No.1, 2
and 3.

WITH
MISC. CIVIL APPLICATION NO.626 OF 2019
IN
WRIT PETITION NO. 469 OF 2014

Tonia Estates and Resorts Pvt. Ltd.
through its Director & Anr.

.... Applicants.

Versus

State of Goa, through its Chief Secretary
and others.

..... Respondents.

Mr. Rafiq Dada, Senior Advocate with Mr. Preetam Talaulikar,
Advocate for the Applicants.

***Coram : S.C. Gupte &
Prithviraj K. Chavan, JJ.***

Date : 4th July, 2019.

P.C.:-

These Misc. Civil Applications seek an order for speaking to the minutes of the Judgment and Order dated 19th/20th June, 2019. After hearing the parties, the following order is passed :

(I) In para 1 of the order, the words “**Environment Protection Act, 1986,**” shall be added after the word “including” and before the words “CRZ Notification”, appearing in second sentence of para 1.

(II) In para 3, the words “**six type 'B'**” are added in the sentence beginning from “So also, the floor area” after the word “existing”, and before the words “structures was being” on page 5 of the order.

(III) In para 7 of the order, the words “Petitioner No.1, who is” appearing in the second last sentence of para 7, shall be deleted and the letter “t” of the word “the” shall be **capital**.

(IV) In para 15, the words “August 2006” appearing in the second sentence shall be substituted by words “**May 2006**”.

(V) The date of survey appearing as “4th July, 2009” in para 17 shall be substituted by the date “**7th April, 2009**”. So also, “para 18

of the rejoinder” shall be substituted by “**para 27 of the rejoinder**”.

(VI) In para 19, reference to the CRZ Notification, 2011 shall be corrected as “**clause (8)(i)(III)(CRZ-III)(A)(ii)**”.

(VII) In para 20, the words “and the matter was already in Court” appearing in 8th sentence, shall be deleted. So also, the dates of the technical approval from PWD and NOC of the Town Planner shall be respectively corrected as “**15.5.2008**” and “**19.5.2008**”.

(VIII) In para 21, in the 4th sentence, the word “rejection” shall be substituted by the words “**revocation and cancellation**”.

(IX) In para 28, 4th sentence, before the words “in the companion petition” appearing in bracket shall be preceded by the words “**and for the Petitioners**”.

2. The Misc. Civil Applications are disposed of accordingly.

Prithviraj K. Chavan, J.

S.C. Gupte, J.