

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**CIVIL APPELLATE JURISDICTION**  
**CIVIL APPLICATION NO. 1297 OF 2019**  
**IN**  
**WRIT PETITION NO. 4067 OF 2018**

Prakash Jayantibhai Shah ... Applicant / Petitioner No.2

**IN THE MATTER OF :**

Ashok Kirtibhai Mehta and Anr. ... Petitioners

Versus

The Chief Officer, Mumbai Housing & Area

Development Board and Ors. ... Respondents

And

Ali Sajjad Razzaqui and Ors. ... Co-Respondents

Mr.Hemant Mehta i/b. Mehta and Company for the Applicant / Petitioners.

Mr.Chirag Bhatia i/b. Advani and Company for Respondent No. 6.

**CORAM : AKIL KURESHI &**  
**S.J. KATHAWALLA, JJ.**

**DATE : 4TH JULY, 2019**

**P.C.:**

1. By consent, the above Civil Application is allowed in terms of prayer Clauses

(a) to (c), which are reproduced hereunder :

*"(a) That the abetment of Writ Petition No. 4067 of 2018  
against the original Respondent No. 5 be set aside.*

*(b) That the delay of 20 days in taking out this Application  
be condoned.*

*(c) That the Applicant be allowed to amend the Petition as*

*per the Schedule of Draft Amendment annexed and marked as Exhibit-C to the Application."*

2. Amendments to be carried out within a period of two weeks from today.
3. A copy of the amended Petition shall be forthwith served on the Respondents.
4. Earlier ad-interim order/s if any shall continue until further orders.
5. Place the above Writ Petition on board on 25th July, 2019.
6. The above Civil Application is accordingly disposed off.

**( S.J.KATHAWALLA, J. )**

**( AKIL KURESHI, J. )**