

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

WRIT PETITION (L) NO.3345 OF 2019

Dr. Alka Kumar	...	Petitioner
versus		
State of Maharashtra and Ors.	...	Respondents

Dr. Milind Sathe, Senior Advocate with Mr. M. Siganporia i/by Mr. Jayesh Vyas, for Petitioner.

Mr. J. Reis, Senior Advocate with Ms. Rupali Adhate, for MCGM.

Mr. Venkatesh Dhond, Senior Advocate with Mr. Akshay Kolse Patil, Ms. Vrushali Pokhran i/by Pragnya Legal, for Respondent No.6.

Dr. Virendra Mohite, Medical Officer of Health, G/N Ward, present.

**CORAM: S.J. KATHAWALLA &
B.P.COLABAWALLA, JJ.**

DATE: 26th NOVEMBER , 2019

P.C.:

1. The learned Senior Advocate appearing for the Respondent Corporation on instructions withdraws the impugned notice dated 11th November, 2019 issued by the Corporation (Page 236A to the Petition). He further undertakes to follow the procedure prescribed under the Maharashtra Nursing Homes Registration Act, 1949. The undertaking is accepted. This order shall not prejudice any of the contentions of the parties in Writ Petition No.3054 of 2018, which Petition shall be decided on its own merits. In the event of the Petitioner starting nursing home activities, she shall not claim any equity at the time of Admission/hearing of Writ Petition No.3054 of 2018 filed by the Respondent No.6.

2. The Writ Petition is accordingly disposed of.
3. Place Writ Petition No.3054 of 2018 for Admission on 3rd December, 2019.

(B.P.COLABAWALLA, J.)

(S.J.KATHAWALLA, J.)