

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (L) NO. 4019 OF 2018

Rekha Bhagwan Patel ... Petitioner

Versus

State of Maharashtra and Ors. ... Respondents

Mr. Akhilesh Upadhyay for the Petitioner.

Dr. Birendra Saraf a/w Ranjeev Carvalho, Aditya Nilkanthan i/by
IC Legal for R. No.5.

Mr. A.P. Kulkarni for R. NO. 2.

Mr. Milind More, Addl GP for the respondent State.

**CORAM : B.P. DHARMADHIKAKRI &
REVATI MOHITE DERE, JJ.**

DATE : JANUARY 09, 2019

P.C.:

Respondent's counsel state that the order passed today in WP (L) No. 3972 of 2018 also seals the fate of the present matter. Counsel for the petitioner however, states that the facts are somewhat different.

2. Respondent no. 5 points out that identical petition is already filed on appellate side and it is pending. That petition is Stamped No.31508 of 2018. Counsel for the petitioner fairly states that

though such petition is ending, the facts are different and hence, the challenge needs separate consideration.

3. As the controversy is between the same parties, we grant petitioner leave to seek amendment in the pending writ petition on appellate side. With that leave, we dispose of the present writ petition.

(REVATI MOHITE DERE, J.) (B.P. DHARMADHIKARI, J.)