

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.1081 OF 2021**

Jubliant Food Works Ltd.

....Petitioner

V/s.

The State of Maharashtra & Ors.

...Respondents

Mr. V. Sridharan, Senior Advocate i/b Mr. Sriram Sridharan for Petitioner

Ms S. D. Vyas "B" Panel AGP – State

Mr. N. R. Bubna for Respondent Nos.2 & 3

**CORAM : K.R. SHRIRAM &
AMIT B. BORKAR, JJ**

DATED : 13th OCTOBER 2021

P.C. :

1 Counsel for petitioner stated if the appropriate authority of respondent no.3 is willing to hear the matter afresh, the court may quash the impugned order dated 17th March 2021 and remand the matter for fresh hearing. Mr. Bubna, counsel for respondent no.3 the contesting respondent states that he has instructions to state that the Deputy Municipal Commissioner will hear the matter and court may quash the impugned order dated 17th March 2021 and remand the matter for fresh hearing.

2 Accordingly, impugned order dated 17th March 2021 is quashed and set aside and the matter is remanded for denovo hearing before Deputy Municipal Commissioner of respondent no.3, who shall after giving an opportunity of personal hearing to petitioner shall pass such order as he deems fit in accordance with law.

3 Petition disposed.

4 All rights and contentions of the parties are kept open.

5 We further clarify that we have not made any observations on the merits of the matter.

(AMIT B. BORKAR, J)

(K.R. SHRIRAM, J.)