

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2256 OF 2007

**SHREE ARIHANT APARTMENTS COOPERATIVE)
HOUSING SOCIETY LIMITED)...PETITIONER**

V/s.

**THE MUNICIPAL CORPORATION OF GREATER)
MUMBAI AND OTHERS)...RESPONDENTS**

Mr.Manish Bohra, Advocate for the Petitioner.

Mr.Vyankatesh Dhond i/b/ Mr.Sandeep Waghmare, Advocate for
Respondent Nos.5 and 6.

Ms.Vandana Mahadik, Advocate for Respondent-MCGM.

Mr.Bhupendra Gandhi, Secretary of the Petitioner, present in
Court.

**CORAM : A. A. SAYED &
S. G. DIGE, JJ**

DATED : 15th SEPTEMBER, 2021

P.C.:

1 In view of the subsequent events, learned Counsel for the Petitioner-Society, on instructions from the Secretary, Shri. Bhupendra Gandhi who is present in the Court, seeks leave to withdraw the Petition. The Petition is allowed to be withdrawn.

2 We record and accept the undertaking of the Respondent Nos.5 and 6 through the learned Senior Counsel that the Respondent Nos.5 and 6 shall permit the Petitioner-Society, its members, representatives and servants to have access to the terrace for repairs and maintenance of the said terrace and other common amenities.

3 Subject to above, the Petition to stand disposed of as withdrawn.

4 We record the undertaking of the learned Counsel for the Petitioner that he would file his Vakalatnama within one week from today.

(S. G. DIGE, J.)

(A. A. SAYED, J.)

ARTI
VILAS
KHATATE

Digitally signed by
ARTI VILAS
KHATATE
Date: 2021.09.16
10:36:58 +0530