

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.15783 OF 2022

Grant Medical Foundations
Ruby Hall Clinic

... Petitioner

Versus

State of Maharashtra and Ors.

... Respondents

YUGANDHARA
SHARAD
PATIL

Mr. S.R. Nargolkar i/b Mr. Arjun Kadam for the Petitioner.

Ms. M.P. Thakur AGP for the Respondent-State.

Digitally signed by
YUGANDHARA
SHARAD PATIL
Date: 2022.12.23
16:40:12 +0530

**CORAM: R. D. DHANUKA AND
M.M.SATHAYE JJ.**

DATE : 22nd DECEMBER 2022

PC. :-

1. Rule. The learned AGP waives service for all Respondents.

Rule made returnable forthwith.

2. By this Petition filed under Article 226 of the Constitution of the India, the petitioner seeks writ of mandamus against respondent no. 1 and/or respondent no. 2 to accord sanction and/or approve the nominated competent authority and kidney/organ transplantation team as set out in the representations dated 23.6.2022, 29.6.2022, 11.07.2022, 23.07.2022, 29.10.2022, 03.11.2022, 11.11.2022 and 08.12.2022, annexed at Exhibit K to the

petition to notify the competent authority and kidney/ organ transplantation team.

3. Mrs. Thakur, learned AGP for the respondents, on instructions states that a meeting of the State Advisory Committee is proposed to be held during the period from 9th January 2023 to 13th January 2023, in which representations made by the petitioner would be considered. According to the learned AGP various pending issues against the petitioner also would be considered in the said meeting proposed to be held during the period between 9th January 2023 to 13th January 2023. Statement is accepted.

4. The State Advisory Committee shall pass a reasoned order on the representations made by the petitioner. The decision that would be taken by the State Advisory Committee, shall be communicated to the petitioner within one week from the date of the decision, without fail.

5. If the representations of the petitioner are accepted, consequential reliefs as permissible in law shall be granted to the

petitioner within two weeks from the communication of the said decision and if the the representations are rejected, the petitioner would be at liberty to file appropriate proceedings as permissible in law.

6. The petition is disposed of on the aforesaid terms. No order as to costs. It is made clear that this Court has not decided the writ petition on merits. All contentions of the petitioner are kept open.

[M.M.SATHAYE,J.]

[R. D. DHANUKA, J.]