

IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH : NAGPUR.

WRIT PETITION NO.105/2022

Durgaprasad Harikisanji Agrawal and ors.

vs.

Nagpur Municipal Corporation, through its Commissioner and ors.

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Shri S.V. Bhutada, Advocate for petitioners.

Shri J.B.Kasat, Advocate for respondent nos. 1 and 2.

Ms. N.P. Mehta, Assistant Government Pleader for respondent nos. 3 and 4.

Shri Abhay Sambre and Shri N.B.Kalawaghe, Advocate for respondent no.5.

Shri B. Mehadia, Advocate, in person as respondent no.6.

CORAM :- A.S.CHANDURKAR AND PUSHPA V. GANEDIWALA, JJ

DATED :- JANUARY 07, 2022.

The prayer made in this writ petition is to restrain the respondent nos. 5 and 6 from proceeding with the elections of the respondent no.5-Trust that are scheduled on 09.01.2022. This prayer is made specifically in view of the communication dated 28.12.2021 that was issued by the Officer of the Nagpur Municipal Corporation in the light of restrictions pursuant to COVID-19. The respondent no.6 has appeared in person and tendered a pursis in which it has been stated that the elections that are scheduled on 09.01.2022 have been postponed and a fresh declaration in that regard would be made subsequently. Notice of ten days would be given prior to schedule date of elections.

In view of aforesaid the purpose for which the petition is filed has been served. It is expected that the respondent nos. 5 and 6 shall take into consideration the communication dated 28.12.2021 issued on behalf of the

Nagpur Municipal Corporation whenever the further election process is declared.

In view of aforesaid the writ petition is disposed of. However the points raised in the writ petition are kept open. No costs.

(PUSHPA V. GANEDIWALA J.)

(A.S.CHANDURKAR, J.)

Andurkar..