

Ashwini

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INTERIM APPLICATION (L) NO. 24365 OF 2023
IN
WRIT PETITION NO. 2347 OF 2023

Satish Jasubhai Shah & Ors	...Applicants
<i>In the matter between</i>	
Asnushil Niketan CHS Ltd & Anr	...Petitioners
<i>Versus</i>	
Municipal Corporation of Greater Mumbai & Ors	...Respondents

Mr Mayur Khandeparkar, *with Ganeshmurthy & KV Aiyar, i/b KV Aiyar & Associates, for the Applicant.*

Mr Mukesh Vashi, *Senior Advocate, with Manisha Desai, i/b MP Vashi & Associates, for the Original Petitioner.*

Ms Rina H Pujara, *for the proposed Intervenor.*

CORAM G.S. Patel &
Kamal Khata, JJ.
DATED: 5th September 2023

PC:-

1. After careful arguments, Mr Khandeparkar on instructions seeks leave to unconditionally withdraw the Interim Application. The Interim Application is dismissed as withdrawn with liberty to adopt appropriate proceedings in a court of competent jurisdiction other than a Writ Court.

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2. In view of the order of 25th July 2023, and especially the directions noted in paragraph 9 of the Petition, now that the building is entirely evacuated, we do not believe that anything survives in the Writ Petition and the Petition stands disposed of. Mr Vashi for the Petitioners agrees that this is the correct order to be made on the Writ Petition.

(Kamal Khata, J)

(G. S. Patel, J)