

Wadhwa

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 7859 OF 2024
WITH
INTERIM APPLICATION NO. 9135 OF 2024
IN
WRIT PETITION NO. 7859 OF 2024

Babloo Moiddin Pathan & Ors ...Petitioners
Versus
Municipal Commissioner for Greater Mumbai ...Respondents
through its Municipal Commissioner & Ors

Mr Sayed Ejaz Abbas Naqvi, *with Samir Vaidya, for the Petitioners.*
Mr RM Govilkar, *Senior Advocate, with Santosh P & Pradeep Patil,*
for the Respondent-BMC.
Mr Abhijit Kulkarni, *for Respondent No. 2-SRA.*
Mr Nivit Srivastava, *with Sneha Patil, i/b Maniar Srivastava*
Associates, for Respondents Nos. 5 & 6-Developer.
Mr PP Kakade, GP, *with OA Chandurkar, Addl. GP & GR*
Raghuwanshi, AGP, for the Respondent-State.

CORAM M.S. Sonak &
Kamal Khata, JJ.
DATED: 13th June 2024

PC:-

1. Mr Naqvi, learned counsel for the Petitioners states that he has instructions to withdraw this Petition. He points out that 2 of the Petitioners are present in the Court.
2. This Petition is instituted by 9 Petitioners. The balance 7 Petitioners are not before us and thus learned counsel for the Petitioners states that he has instructions, we feel it unsafe to act on the motion made by the learned counsel because we do not want the situation where the remaining 7 Petitioners report that they had not instructed their counsel to withdraw the Petitions.
3. However, on merits, we dismiss this Petition. Considering the order passed by the Hon'ble Supreme Court on 10th May 2024 in the SLP instituted by the Petitioner to question this Court's order dated 2nd November 2023. Besides, we also adopt our reasoning in the order just dictated disposing of Writ Petition No. 17268 of 2024. For the above reasons, we dismiss this Writ Petition without any order of costs.

(Kamal Khata, J)

(M.S. Sonak, J)