

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 14967 OF 2024

IN

WRIT PETITION NO. 13935 OF 2023

M/s. Neelkamal Realtors Suburban Private .. Applicant
Ltd.

IN THE MATTER BETWEEN :

M/s. Neelkamal Realtors Suburban Private .. Petitioner
Ltd.

Versus

The State Of Maharashtra, Through its
Principal Secretary Urban Development
Department And Ors. .. Respondents

...

Mr. Girish Godbole, Senior Counsel a/w Ms. Rujuta Patil, for the
Applicant/Petitioner.

Mr. N. R. Bubna, for the Respondent Nos.3 and 4.

Mr. Y. D. Patil, A.G.P., for the Respondent-State.

...

**CORAM : BHARATI DANGRE &
MANJUSHA DESHPANDE, JJ.**

DATED : 27th NOVEMBER, 2024

P.C:-

1. Pursuant to the order dated 20.09.2024, when we
expected the Corporation to place before us its stand with
precision, pursuant to the subsequent development, the Mira-
Bhayandar Municipal Corporation on 07.10.2024

communicated its decision to the Petitioner, which necessarily is a reiteration of its earlier stand.

However, in order to avoid a stand being adopted by the Corporation that no challenge is raised to the latest communication issued by the Corporation, the Interim Application seek amendment in the Writ Petition in terms of the Schedule annexed thereto.

On perusal of the Schedule, it could have led to us that it comprises of various grounds in assailing the impugned letter/communication dated 07.10.2024.

2. Mr. Bubna, the learned counsel representing the Corporation, has no objection specifically in allowing the amendment except that he seek liberty from this Court to file his response to the amended portion of the Petition, which we have no hesitancy to permit.

Interim Application No. 14967 of 2024 is allowed in terms of prayer clause (a).

The necessary amendment in terms of Schedule is permitted to be effected within a period of three days from today with a direction to serve the amended copy of the Petition upon Mr. Bubna, who represent the contesting Respondent 'the Corporation'.

We expect Mr. Bubna to file his affidavit on or before 04.12.2024 and we direct listing of the Petition on 12.12.2024 at 9.30 a.m.

(MANJUSHA DESHPANDE, J.)

(BHARATI DANGRE, J.)