



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

PUBLIC INTEREST LITIGATION NO.70 OF 2017

Court on its own motion

-VS-

State of Maharashtra, Thr. Secretary, Urban Development Dept. Mantralaya, Mumbai and ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and the Registrar's orders.

Court's or Judge's Orders.

Shri S. P. Bhandarkar, Amicus Curiae.

Shri A. S. Fulzele, Additional Government Pleader for respondent Nos.1, 2, 11 to 13.

Shri S. V. Purohit, Advocate for respondent No.3.

Shri A. M. Quazi, Advocate for respondent No.4.

Shri D. M. Kale, Advocate for respondent No.5.

Shri G. A. Kunte, Advocate for respondent Nos.7 and 10/Applicant in CAO/1736/2019

Shri S. M. Puranik, Advocate for respondent Nos.8 and 9.

Dr Shri Anjan De, Advocate for respondent No.14, Applicant in CAO/179/2020

Smt M. R. Chandurkar, Advocate for respondent No.15.

Shri S. Wahane, Advocate for respondent No.17.

Shri P. B. Patil, Advocate for respondent No.18.

Shri S. R. Bhongade, Advocate for respondent No.19.

Shri S. R. Narnaware, Advocate for applicant in CAO/1713/2019.

Shri S. S. Ghate, Advocate for applicant in CAO/2090/2019.

Shri Jeet Biswas, Advocate for applicant in CAO/648/2022.

Shri M. D. Lakhey, Advocate for applicant in CAO/2222/2019.

CORAM : NITIN W. SAMBRE AND ABHAY J. MANTRI, JJ.

DATE : January 24, 2024

Civil Application No.179/2020

1. We permit Shri A. De, learned counsel appearing for applicant/respondent No.14 to submit his response in view of the findings recorded by the Expert's Committee holding the said respondent No.14 as one of the persons responsible for cause of accident and loss of child.

2. Let the response be filed within two weeks.

3. Stand over to 14/02/2024. To be heard along with Civil Application No.1227/2019.

Civil Application Nos.517/2019, 2103/2019

4. The learned counsel for the non-applicants are granted time of three weeks as last chance to file response. Stand over to 14/02/2024.

Civil Application No.2090/2019

5. Shri S. S. Ghate, learned counsel for the applicant/s submits that the application is not pressed. As such Civil Application is disposed of.

Civil Application No.1736/2019

6. This is an application moved by respondent Nos.7 and 10 Nagpur Improvement Trust based on subsequent development in view of Notification dated 27/08/2019. It is claimed that the respondent-Nagpur Improvement Trust was ceased to be the Planning Authority in relation to Seven Schemes mentioned therein which are informed to have again restored to Municipal Corporation.

7. That being so, the application, in our opinion has rendered infructuous. Same is disposed of accordingly.

Civil Application No.1713/2019

8. Shri S. R. Narnaware, learned counsel for the applicant/s submits that since the subject matter of the application that is the structure is already demolished, the application be disposed of as rendered infructuous.

9. The Civil Application is disposed of as infructuous.

Civil Application No.1142/2017

10. We have considered the prayer made in this application.

11. We direct the the learned counsel appearing for respondent No.4 to look into the grievance made by respondent Nos.7 and 10 and make available the requisite information as sought within a period of eight

weeks from today.

12. The Civil Application is disposed of in above terms.

Civil Application No.460/2018

13. Shri A. De, learned counsel for the applicant submits that since the amount has already been deposited pursuant to the directions issued by this Court, the application has rendered infructuous.

14. The Civil Application is disposed of as infructuous.

Civil Application No.2293/2018

15. Shri A. De, learned counsel for the applicant submits that the application has rendered infructuous.

The Civil Application is disposed of as infructuous.

Civil Application Nos.1149/2017, 409/2018 and 1718/2018

16. None for the applicants.

17. Stand over to 14/02/2014 for dismissal.

Public Interest Litigation No.70/2017 with Civil Application Nos.648/2022, 2222/2019, 516/2019

18. Since this Court has already permitted the respondents/applicants/non-applicants to collect the report of the Expert's Committee, we deem it appropriate to grant time to the respondents/applicants/non-applicants to file response to the findings recorded by the Committee by the next date.

19. Stand over to 14/02/2024.

(Abhay J. Mantri, J.)

(Nitin W. Sambre, J.)