

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 16031 OF 2025

1. M/s. RRP S4E Innovation Limited)
Having registered office at A396/397 TTC)
Industrial Area, Mahape, Navi Mumbai,)
Maharashtra-400710)
Through its authorized representative,)
Mr. Leela Mohan Singh, Executive Director.)
2. Leela Mohan Singh,)
Being the authorised representative and,)
Executive Director of the Petitioner No.1,)
Having his office address at A 396/397 TTC)
Industrial Area, Mahape, Navi Mumbai,)
Maharashtra-400 710.)
3. Rajendra Chodankar,)
Chief Executive Officer of the Petitioner No.1,)
Having his office address at A 396/397 TTC)
Industrial Area, Mahape, Navi Mumbai,)
Maharashtra-400 710.)
4. Lata Iyer,)
Head of Accounts of the Petitioner No. 1,)
Having her office address at A 396/397 TTC)
Industrial Area, Mahape, Navi Mumbai,)
Maharashtra-400 710.)
5. Sheetal Jadhav,)
Head of Human Resources of the Petitioner No.1,)
Having her office address at A 396/397 TTC)
Industrial Area, Mahape, Navi Mumbai,) ... Petitioners
Maharashtra-400 710.

Versus

1. Officiating Commanding Officer)
15 Field Ammunition Depot, C/o 56 APO,)
in relation to court-martial proceedings of)
TA-42340L Lt. Col. Brajendra Pratap Pathak,)
120 Inf Bn (TA) Bihar, attached to 15 Field)
Ammunition Depot, C/o 56 APO.)
2. Union of India,)
Through the Secretary,)
Department of Military Affairs,)
Ministry of Defence,)
Having its office at Room No. 305, B-Wing,)
Sena Bhawan, New Delhi-110011; and at)
Room No. 234, South Block, Ministry of Defence,)
New Delhi-110011.)
3. State of Maharashtra,)
(Through the High Court of Bombay,)
Appellate Side).)... Respondents

Mr. Satish Maneshinde, Senior Advocate along with Chitra Rentala, Parikshith K., Treenok Guha and Ms. Shravani M. i/b Trilegal, for the Petitioner Nos.1 to 5.

Mr. Amarendra Mishra, for the Respondent No.2-Union of India.

Mr. O. A. Chandurkar, Addl. G. P. along with Mr. M. M. Pabale, A.G.P. for the Respondent No.3-State.

**CORAM : REVATI MOHITE DERE &
SANDESH D. PATIL, JJ.**

DATE : 15th DECEMBER, 2025.

P.C.:

1. Heard Mr. Satish Maneshinde, learned Senior Advocate for the Petitioners and Mr. Amarendra Mishra, learned Counsel for the Respondent No.2-Union of India.

2. The Petitioner's grievance in the present Petition is that in the course of conducting summary of evidence under the proceedings of the TA-42430L under the Army Act, 1950, the Petitioners are repeatedly being summoned. According to the learned Counsel for the Petitioners, despite there being provision for recording evidence through video conferencing and appointment of a fully authorized and cooperative representative, the action of the the Respondent in mechanically issuing summons to each of the Petitioner's employees and compelling their personal attendance and summoning the Petitioners repeatedly is arbitrary. He submits that the Petitioner No.2 was summoned as many as eight times to Udhampur. He further

submits that the Petitioners are being threatened on phone to appear on short notice. Learned Senior Counsel for the Petitioner has also filed an affidavit of the Petitioner No.2 making grievance as against some of the officers.

3. Mr. Amarendra Mishra, learned Counsel for the Respondent disputes the said allegations.

4. Be that as it may, since Mr. Amarendra Mishra states that the Petitioner will be given an advance notice of atleast one week before their summoning, the grievance of the Petitioners would not survive. Mr. Amarendra Mishra further states that after the first summons are issued, where the Petitioners will be required to remain present physically with the documents as sought under witness summons, the recording of any further evidence will be done through video conferencing. He submits that he is making the said statement only with respect to the proceedings which are currently on board i.e. recording of summary evidence. In view of the statement made by Mr.

Amarendra Mishra, learned Counsel for Respondent No.2, Mr. Satish Maneshinde, learned Senior Advocate does not press this Petition. He states that Petitioner No.2 shall attend the proceedings physically on 12/01/2026, the Petitioner No.3 shall attend the proceedings physically on 13/01/2026, the Petitioner No.4 shall attend the proceedings physically on 14/01/2026 and the Petitioner No.5 shall attend the proceedings physically on 15/01/2026.

5. Needless to state, that the summons are to be issued to the Petitioners accompanied by the list of documents as may be sought from the Petitioners. Needless to state that, after the appearance of the Petitioners thereafter, it is open for the Respondent-Authorities to record the further summary of evidence of the Petitioners through video conferencing.

6. Needless to state that, if further summary of evidence is to recorded through video conferencing, one week prior notice be given to the Petitioners.

7. In view of the aforesaid, without going into the merits, nothing survives for further consideration in the aforesaid Petition and accordingly the Petition is disposed of.

8. We make it clear that, we have not gone into the merits of contentions of either of the parties against each other.

9. All concerned parties to act on the authenticated copy of this order.

(SANDESH D. PATIL, J.)

(REVATI MOHITE DERE, J.)