PANCHAL

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

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Date: 2026.10.06 11:05:03 +0530

WRIT PETITION NO. 17865 OF 2025

R & B Infra Project Limited ...Petitioner
Versus
Bhiwandi Nizampur City Municipal Corporation & Ors. ...Respondents

...

Mr. Anand Pai a/w Mr. Roshan Reji, Mr. Sushant Patale, Ms. Neha & Ms. Lavanya Panicker i/by Mhatre Law Associates, for the Petitioner.

Ms. Tanu N. Bhatia, for the Respondent-Corporation.

...

CORAM : MAHESH CHANDRA TRIPATHI, CJ. & ADVAIT M. SETHNA, J.

DATE : 5th OCTOBER, 2026.

P.C.:

1. The instant Writ Petition is preferred *inter alia* for following substantial reliefs :-

> *"a) This Hon'ble Court be pleased to issue a writ of mandamus or a writ in the nature of mandamus or any other appropriate writ, order under Article 226 of the Constitution of India, directing the Respondent No.1 through its competent authority to issue a Work Completion Certificate in favour of the Petitioner for the period 01.05.2022 to 13.03.2024 certifying the contract details, period of execution, quantum/nature of work, cost of work done, total no. of household through door to door collection, vehicles supply, supply of labour, length of drain cleaning, length of road swiping, total population and satisfactory performance, so as to enable the Petitioner to use the same for participation in tenders floated by other public authorities, within 7 (seven) days or such other time as this Hon'ble Court may determine.*
>
> *b) This Hon'ble Court be pleased to issue a writ of*

mandamus or a writ in the nature of mandamus or any other appropriate writ, order under Article 226 of the Constitution of India, directing the Respondents to forthwith comply with Clause 15 and Clause 16 of the Concession Agreement dated 11/04/2022, granting the Petitioner an opportunity of personal hearing of filing its written submissions and thereafter pass a reasoned speaking final order on the disputes within a time bound period to be fixed by this Hon'ble Court."

2. At the outset, learned Counsel for the Corporation submits that even though the Draft Work Completion Certificate is issued as per the Petition/paper-book (at page No. 134), there is certain information as required by the Respondent-Corporation, which needs to be furnished by the Petitioner.

3. Be that as it may. We find that against the termination order, the Petitioner has already invoked jurisdiction of the competent Civil Court, by filing a Regular Civil Suit No. 344 of 2024, which is stated to be pending. However, she fairly submits that for the work which was completed, Work Completion Certificate is to be provided for that period.

4. Considering the factual situation as emerged before us and the Draft Work Completion Certificate as indicated in the Petition/paper-book (at page No.134), we find that as per

the communication dated 29th October, 2025 issued by the Respondent-Corporation, the Petitioner has in fact worked for 23 months as stated therein. In case, there is any shortfall of information, we expect necessary communication to be made within three days from the date of production of this Order by the Petitioner before the Respondent-Corporation and three days thereafter Petitioner shall furnish the entire details in lieu of the said Notice issued by the Corporation. In the event this exercise is completed, we expect that Work Completion Certificate be issued within a week's time thereafter, to the Petitioner.

5. With the aforesaid directions, Writ Petition is Disposed Of.

6. We further observe that we have not adverted on merits of the matter.

[ADVAIT M. SETHNA, J.] **[CHIEF JUSTICE]**