

Shabnoor

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

WRIT PETITION NO.8540 OF 2024

SHABNOOR
AYUB
PATHAN

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SHABNOOR AYUB
PATHAN
Date: 2026.02.04
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Bramha Sun City Platinum Cooperative
Housing Society Ltd. Through
Its Chairman & Anr.

... Petitioners

V/s.

The State of Maharashtra & Ors.

... Respondents

Mr. Girish S. Godbole, Sr. Advocate a/w Mr. R. S.
Kulkarni, for the Petitioners.

Mr. P V Nelson Rajan, AGP, for the State – Respondent
Nos.1 & 2.

Mr. Anil Y Sakhkare, Sr. Advocate with Aadesh M. Patil,
for Respondent No.3.

CORAM : AMIT BORKAR, J.

DATED : FEBRUARY 3, 2026

P.C.:

1. Leave to amend to implead respondent No.5 as a party to the proceedings. Amendment to be carried out forthwith.
2. Issue notice to Respondent No. 5 calling upon him to show cause as to why action, as contemplated by the judgment of the Supreme Court in *Union of India & Ors. v. K.K. Dhawan*, (1993) 2 SCC 56, should not be initiated.
3. Respondent No. 5 shall file his reply/affidavit in response thereto within a period of one week from today.
4. List the petition on **23 February 2026**.

(AMIT BORKAR, J.)