

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

WRIT PETITION NO. 13287 OF 2024

CHAITANYA
ASHOK
JADHAV

Digitally signed by
CHAITANYA ASHOK
JADHAV
Date: 2026.02.05
16:53:06 +0530

Abdullah Abdul Rehman And Ors.

...Petitioners

Versus

Municipal Corporation of greater Mumbai
Through the Municipal Commissioner And Ors.

...Respondents

**WITH
INTERIM APPLICATION NO. 3056 OF 2025
IN
WRIT PETITION NO. 13287 OF 2024**

Saeed Shah Mohd. Khan

...Applicant

In the matter between :

Abdullah Abdul Rehman And Ors.

...Petitioners

Versus

Municipal Corporation of greater Mumbai
Through the Municipal Commissioner And Ors.

...Respondents

Mr. Anil Sakhare, Senior Advocate i/b Mr. Rohan Mirpuray,
for the Petitioners.

Dr. Milind Sathe, Advocate General, Amicus Curiae a/w Mr.
Aditya Mhase and Ms. Rasika Satone.

Ms. Krupali H. Rayani a/w Mr. Aayan Mohapatra, for the
Respondent-Human Rights Commission.

Dr. Milind Sathe, Advocate General a/w Mr. O. A.
Chandurkar, Addl. G. P., Mr. Y. D. Patil, A.G.P., for the State.

CORAM : SOMASEKHAR SUNDARESAN, J.

DATE : JANUARY 30, 2026

ORDER :

1. Learned Advocate on behalf of the State Human Rights Commission has entered appearance and has tendered an affidavit dated January 23, 2026. The same is taken on record.

2. It is stated in the affidavit tendered, that *suo motu* cognisance by the State Human Rights Commission of the matters involved, had been taken in December 2023, while the Suit referred to in the Petition in question has been filed only in January 2024. Be that as it may, her instructions are to submit that since the matter is *now sub judice*, the Commission does not intend to persist with the proceedings commenced on a *suo motu* basis.

3. In this view of the matter, nothing survives in this Petition. The Petition is disposed of as infructuous.

4. Learned Senior Advocate on behalf of the Petitioner clarifies that after the *suo motu* cognisance was taken by the State Human Rights Commission, Municipal Authorities had issued a notice towards the end of December 2023, which led to the Suit being filed in January 2024, and protective reliefs were granted in January 2024.

5. The submission of the Commission that the *suo motu* case opened by the Commission is not be persisted with, is recorded as a statement made on instructions. Consequently, this Petition is rendered infructuous and ***disposed of*** accordingly.

6. All actions required to be taken pursuant to this order shall be taken upon receipt of a downloaded copy as available on this Court's website.

[SOMASEKHAR SUNDARESAN, J.]