

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6798 OF 2023

Arjun M. Navale & Ors.

.. Petitioners

Versus

State of Maharashtra & Ors.

.. Respondents

Mr. Nilesh Navale *for the Petitioners.*

Mrs. M. S. Bane, AGP *for the Respondent Nos. 1 to 4.*

CORAM : B. P. COLABAWALLA &

M. M. SATHAYE, JJ.

DATE : OCTOBER 23, 2023

P. C.

1. By our order dated 9th October, 2023, we had directed the Registry to issue notice to Respondent No.5 returnable on 23rd October, 2023 [i.e. today]. Hamdast was also permitted. In addition to the Court notice, the Petitioners were also permitted to serve Respondent No.5 by private notice as well.

2. Today when the matter is called out, we have noted that the Court notice has not been issued to Respondent No.5 because the Petitioners have not supplied the copy of the Petition to the Registry.

3. The learned Advocate appearing for the Petitioners however, submitted that Respondent No.5 has been served by private notice and he will file an affidavit of service on or before the next date.

4. Considering these facts, we direct the Registry to issue notice to Respondent No.5 returnable on 29th November, 2023. Hamdast is permitted.

5. We also direct that the State shall file its affidavit in reply on or before the next date and serve a copy of the same on the Advocates for the Petitioners.

6. Stand over to 29th November, 2023.

7. This order will be digitally signed by the Private Secretary/ Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[M. M. SATHAYE, J.]

[B. P. COLABAWALLA, J.]