

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION (STAMP) NO.94556 OF 2020

Shri Vilas Dharma Patil & Anr.

...Petitioners

vs.

The State of Maharashtra & Ors.

...Respondents

....

Mr. N.V. Walavalkar, i/b. S.M. Sabrad, for the Petitioners.

None for the Respondents.

....

**CORAM: S.C. GUPTE &
MADHAV JAMDAR, JJ.**

DATE : 27 OCTOBER, 2020.

PC:-

1. Not on board. Mentioned. Taken on board.
2. The petition is mentioned for urgent circulation and relief. The controversy concerns the mobile towers within the premises of the Petitioners, which are sought to be demolished by M/s. Larsen & Toubro Ltd. (Respondent No.5 herein), acting as a contractor for Respondent No.3 - CIDCO. According to the Petitioners, there is no objection raised or notice issued for demolition of the towers by Respondent No.3. It is submitted that Respondent No.5, acting as a contractor for Respondent No.3, cannot proceed to do so. The petition is stood over to 29 October 2020 with liberty to the Petitioners to renew their application for ad-interim relief after notice to the Respondents. In the meantime, till the next date, no demolition can be carried out within the premises of the Petitioners at Survey No.59/1+2+3A, as well as land bearing Gat No.10, situated at

Mouje Navade, Taluka Panvel, District Raigad. Leave to amend to the Petitioners to include one more exhibit and make necessary changes in the body of the petition. Amendment to be carried out in the course of the week. Re-verification is dispensed with.

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

(MADHAV JAMDAR, J.)

(S.C. GUPTE, J.)