

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

PUBLIC INTEREST LITIGATION NO. 175 OF 2010

Vasant B.Soman and anr. ...Petitioners.

vs.

R.K.Wadhwa (Diwan) and anr. ...Respondents.

None for the petitioner.

Ms.Ratna Jaiswal for the Petitioners.

Ms. Nupur Desai i/by M/s.Makarand Gandhi & Co. for Respondents 1 to 7.

Mr. D.Vyas & Mr. Durgesh Kulkarni i/by Mr.Durgaprasad Sabnis for Respondent No.2.

Mr.A.G.Damle, Sr.Advocate with Mr. Sandeep Aole i/by Vidhi Partners for Respondent No.3.,

Mr. Akshay Shinde i/by Mr.A.M.Kulkarni for Respondent No.5.

Mr. V.S.Gokhale, AGP for Respondent No.6..

CORAM : A.S.OKA AND
A.P. BHANGALE, JJ.

DATE : 07th April, 2015

PC:

The petitioners appearing in person are not present. One of the grievances made in this petition is as regard the user of the premises in question as a permit room and beer bar. The contention raised in the petition by the petitioners appearing in person is that the premises in question cannot be used as a permit room and beer bar.

2) We direct the second respondent to produce the sanctioned plan of the structure/building in question before the Vasai Virar Municipal Corporation within a period of four weeks from today. We direct the Commissioner of the said Corporation to nominate any Officer not below the rank of Assistant Commissioner to look into the sanctioned plan and other records. After perusal of the record and after visiting the premises in question, the Officer shall ascertain whether the present user is permissible. The Officer so nominated by the Commissioner shall file an affidavit in this Court within a period of four weeks from today.

3) Place the petition on 16 June 2015 under the caption of “fresh matters”. Intimation of the said date be issued to the petitioners.

(A.P. BHANGALE, J.)

(A.S. OKA, J.)