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IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1596 OF 2022

Rajendrakumar A. Agarwal .. Petitioner

**Versus**

The Principal Secretary,  
State Excise, Mumbai and Ors. .. Respondents

- Mr. Darpan S. Gupta, Advocate h/for Mr. Anoop U. Patil for Petitioner.
- Mr. A.I. Patel, AGP a/w. Ms. Aloka Nadkarni, AGP for Respondent Nos.1 to 6 and 8.

.....  
CORAM : MILIND N. JADHAV, J.

DATE : AUGUST 18, 2025.

**P.C.:**

**1.** Heard Mr. Gupta, learned Advocate for Petitioner and Mr. Patel, learned AGP for Respondent Nos.1 to 6 and 8.

**2.** Mr. Patel, learned Advocate would inform the Court that that *inter se* rights between the two group which are noted by this Court in order dated 11.08.2025 raises several disputed questions of facts, *inter alia*, pertaining to allegation of forgery and fabrication of documents which are submitted to the Excise Department. He would submit that Department may not have a say unless parties approach the Civil Court for an imprimatur of the said documents.

**3.** In that view of the matter, Mr. Patel seeks some time to place on record the concerned documents. Time is extended as directed in paragraph No.4 of the order dated 11.08.2025.

**4.** Department is directed to place all such contentious documents on record which are alluded to in the previous order to enable the parties before the Court to argue the present Writ Petition. Let the said documents be filed on Affidavit by the Department within a period of four weeks from today.

**5.** In view of the above and the order dated 11.08.2025, issue notice to the private Respondent. Humdast permitted.

**6.** Mr. Patel, learned AGP waives service on behalf of Respondent Nos.1 to 6 and 8.

**7.** In addition to Court notice, Petitioner is permitted to serve a copy of the Writ Petition and the order dated 11.08.2025 and this order on Respondents and inform them about the next date of hearing by any permissible private mode of service and file appropriate Affidavit of service with tangible proof thereof on or before the next date.

**8.** After receiving notice, private Respondent - Respondent No.7 is directed to take cognizance of the order dated 11.08.2025 and this order and file their Affidavit-in-Reply on or before the next date, if so

desired.

**9.** Respondent No.7 is directed to remain present in Court on the next adjourned date through his representative or through Advocate and answer the present Writ Petition.

**10.** Stand over to **15<sup>th</sup> September 2025.**

[ MILIND N. JADHAV, J. ]

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Date: 2025.08.18  
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