

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****WRIT PETITION NO.13714 OF 2018**

Mr. Niraj Eknath Kabadi

... Petitioner.

V/s.

State of Maharashtra & Ors.

... Respondents.

Mr. Sachin K. Pawar for the Petitioner.

Mr. Mandar Limaye for Respondent Nos.2 to 4.

Mr. Kedar Dighe, Addl. GP, for Respondent Nos.1 & 5-State.

**CORAM : A. S. GADKARI AND
KAMAL KHATA, JJ.**

DATE : 7th January 2025.

PC.:-

1) It is the grievance of learned Advocate for the TMC that, despite demanding police protection it was not provided to the Officers of TMC for carrying out their drive of demolition of suit structure. We are unable to accept such a statement.

2) In view thereof, we direct the Respondent No.3 to file a detailed reply to the Petition. This be done within a period of two weeks from today.

3) We direct the Respondent No.3 not to delegate its powers to any subordinate Officer. We request the Respondent No.3 to consider the

law of the land enunciated by the Hon'ble Supreme Court under Article 141 of the Constitution of India before filing the affidavit.

4) Stand over to 28th January, 2025.

(KAMAL KHATA, J.)

(A.S. GADKARI, J.)