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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO. 12140 OF 2019**

Sunil Sahebrao Kadekar and Ors. .... Petitioners

Vs.

The Principal Judge, City Civil and  
Sessions Court, Mumbai & Ors. .... Respondents

Mr.Sanjay Kulkarni for the Petitioners

Mr.R.P.Kadam, A.G.P. for the State

Ms.Druti R. Datar i/b Mr.Rajesh Datar for Respondent nos.1 and 2

**CORAM: S.V.GANGAPURWALA &  
S.G.CHAPALGAONKAR, JJ.**

**DATED : DECEMBER 01, 2022**

**P.C.**

1 The learned Counsel for the Petitioners submits that this court had directed the Government to treat the present Petition as representation and take a decision. It is the stand taken by the State Government and the same is rejected.

2 The learned Counsel for the Petitioners has placed on record the development agreement. The learned Counsel seeks leave to amend.

3 We have heard the learned counsel for the Respondents.

4 The amendment sought is not alien to the subject matter of the petition. Even otherwise, Respondents will have every opportunity to controvert the averments sought to be introduced by way of amendment. Writ Petition is not yet admitted.

5 In light of that, Petitioners are permitted to amend the petition in tune with the draft amendment. Amendment shall be carried out within fourteen days and the copy of the amended petition shall be served upon the Respondents.

6 Respondents are at liberty to file affidavit, if they so choose to.

7 Place the matter on 01.02.2023.

(S.G.CHAPALGAONKAR, J.)

(S.V. GANGAPURWALA, J.)