

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**ORDINARY ORIGINAL CIVIL JURISDICTION****WRIT PETITION NO. 1557 OF 2023**

The Bombay Charcoal Merchants Association Ltd.
Through Its President Haridwar Singh ...Petitioner

Versus

Mumbai Ports Authority(formerly Known As
The Board Of Trustees Of The Port Of Mumbai) ...Respondent

WITH

WRIT PETITION NO. 646 OF 2023

Arihant Unit Premises Co Operative
Housing Society Limited ...Petitioner

Versus

Mumbai Port Authority ...Respondent

WITH

WRIT PETITION NO. 464 OF 2023

Chottalal Keshavjee And Co. ...Petitioner

Versus

Mumbai Ports Authority ...Respondent

WITH

WRIT PETITION NO. 282 OF 2023

Siraj Mohamedally Calcuttawala
(acting Through Constituted Attorney
Huseni Asgarbhai Poonawalla) ...Petitioner

Versus

The Board Of Trustees Of The Port Of Bombay ...Respondent

WITH

WRIT PETITION NO. 305 OF 2023

Pvr 927-935 & 912.odt

Mohammed Ebrahim H. Hasham Kolsawala ...Petitioner
Versus
Mumbai Port Authority ...Respondent

**WITH
WRIT PETITION NO. 2835 OF 2023**

Mohammed Ebrahim Haji Hasaham Kolsawala ...Petitioner
Versus
Mumbai Port Authority ...Respondent

**WITH
WRIT PETITION NO. 587 OF 2023**

Mohammed Ebrahim Haji Hasaham Kolsawala ...Petitioner
Versus
Mumbai Port Authority Formerly Known As
The Board Of Trustees ...Respondent

**WITH
WRIT PETITION NO. 350 OF 2023**

Mohammed Ebrahim Haji Hasaham Kolsawala ...Petitioner
Versus
Mumbai Port Authority ...Respondent

**WITH
WRIT PETITION NO. 3146 OF 2022**

Jairaz Nagari Seva Sahakari Sanstha Maryadit ...Petitioner
Versus
The Board Of Trustees Of The Port Of Bombay And Anr. ...Respondents

**WITH
WRIT PETITION NO. 629 OF 2023**

Kapadia Commercial Premises Co Operative Society Limited ...Petitioner
Versus
Mumbai Port Authority ...Respondent

**WITH
WRIT PETITION NO. 1050 OF 2023**

Mustaq Ahmed Babula Khan
Versus
Mumbai Port Authority

...Petitioner

...Respondent

**WITH
WRIT PETITION NO. 809 OF 2023**

Irshad Ahmed Babulla Khan
Versus
Mumbai Port Authority

...Petitioner

...Respondent

**WITH
WRIT PETITION NO. 1046 OF 2023**

Maqbool Ahmed Babulla Khan
Versus
Mumbai Port Authority

...Petitioner

...Respondent

**WITH
WRIT PETITION NO. 1346 OF 2023**

Maqbool Ahmed Babulla Khan
Versus
Mumbai Port Authority Formerly Known As
Board Of Trustees

...Petitioner

...Respondent

**WITH
WRIT PETITION NO. 697 OF 2023**

Maqbool Ahmed Babulla Khan
Versus
Mumbai Port Authority

...Petitioner

...Respondent

**WITH
WRIT PETITION NO. 1129 OF 2023**

Irshad Ahmed Babulla Khan
Versus

...Petitioner

Pvr		927-935 & 912.odt
Mumbai Port Authority		...Respondent
WITH WRIT PETITION NO. 606 OF 2023		
Maqbool Ahmed Babulla Khan		...Petitioner
Versus		
Mumbai Port Authority Formerly Known As Board Of Trustees		...Respondent
WITH WRIT PETITION NO. 1092 OF 2023		
Maqbool Ahmed Babulla Khan		...Petitioner
Versus		
Mumbai Port Authority Formerly Known As The Board Of Trustees Of The Port		...Respondent
WITH WRIT PETITION NO. 991 OF 2022		
Prabhat Timber Agency		...Petitioner
Versus		
The Board Of Trustees Of The Port Of Bombay And Anr.		...Respondents
WITH WRIT PETITION NO. 3306 OF 2022		
Sharda Prasad Singh And Co.		...Petitioner
Versus		
The Board Of Grustees Of The Port Of Bombay & Ors.		...Respondents
WITH WRIT PETITION NO. 869 OF 2023		
Anita Manohar Mandhle		...Petitioner
Versus		
Mumbai Port Authority		...Respondent
WITH WRIT PETITION(L) NO. 4931 OF 2023		

Pvr 927-935 & 912.odt

Ghatge Patil Transport Pvt Ltd Through
Its Legal Officer Mr Sandip S Patil ...Petitioner
Versus
The Board Of Trustees Of The Port Of Bombay
Now Known As Mumbai Port Authority ...Respondent

WITH
WRIT PETITION NO. 3617 OF 2022

Homy Ghandhy Thorough Mr. Zubeen Nallaseth ...Petitioner
Versus
The Board Of Trustees Of The Port Of Bombay & Anr. ...Respondents

WITH
WRIT PETITION NO. 1237 OF 2023

Mumtaz Manzil Seva Cooperative Society Limited ...Petitioner
Versus
Mumbai Port Authority ...Respondent

WITH
WRIT PETITION NO. 3747 OF 2022

K. S. Ramachandran ...Petitioner
Versus
The Board Of Trustees Of The Port Of Bombay & Anr. ...Respondents

WITH
WRIT PETITION NO. 3608 OF 2022

H And Lr Khanbhai Alibhai Charania ...Petitioner
Versus
The Board Of Trustees Of The Port Of Bombay & Ors. ...Respondents

WITH
WRIT PETITION NO. 357 OF 2023

Shah Ramniklal Tokarshi ...Petitioner
Versus
The Board Of Trustees Of Port Of Bombay
(now Known As Mumbai Port Authority) & Ors. ...Respondents

**WITH
WRIT PETITION NO. 3653 OF 2022**

Kishore Chndra Kanji ...Petitioner
Versus
The Board Of Trustees Of The Port Of Bombay & Ors. ...Respondents

**WITH
WRIT PETITION NO. 3959 OF 2022**

Madanlal Diwanchand Through Its Sole Proprietor ...Petitioner
Versus
The Board Of Trustees Of The Port Of Bombay & Ors. ...Respondents

**WITH
WRIT PETITION NO. 4099 OF 2022**

Rajen Chhotalal Jani ...Petitioner
Versus
The Board Of Trustees Of The Port Of Bombay & Ors. ...Respondents

**WITH
WRIT PETITION NO. 4119 OF 2022**

Tribhuwan Nath Singh Charcoal And Co. ...Petitioner
Versus
The Board Of Trustees Of The Port Of Bombay & Ors. ...Respondents

**WITH
WRIT PETITION NO. 4102 OF 2022**

Sabira Mohamed Ismail Molvi ...Petitioner
Versus
The Board Of Trustees Of The Port Of Bombay
(now Known As Mumbai Port Authority) & Ors. ...Respondents

**WITH
WRIT PETITION NO. 57 OF 2023**

Virendra Satyadev Singh Heir Of Late
Satyadev Singh Ramniranjan Singh ...Petitioner

Pvr	927-935 & 912.odt
Versus The Board Of Trustees Of The Port Of Bombay & Ors.	...Respondents
WITH WRIT PETITION NO. 58 OF 2023	
Habib Ebrahim And Co.	...Petitioner
Versus The Board Of Trustees Of The Port Of Bombay & Ors.	...Respondents
WITH WRIT PETITION NO. 5245 OF 2022	
Babu Hubrajsingh Jangbahadur Singh	...Petitioner
Versus The Board Of Trustees Of The Port Of Bombay & Ors.	...Respondents
WITH WRIT PETITION NO. 62 OF 2023	
Diwanchand Nihalchand Trading As Diwanchand And Sons	...Petitioner
Versus The Board Of Trustees Of The Port Of Bombay & Ors.	...Respondents
WITH WRIT PETITION NO. 5186 OF 2022	
Dharmendra Pratap Singh	...Petitioner
Versus The Board Of Trustees Of The Port Of Bombay & Ors.	...Respondents
WITH WRIT PETITION NO. 5235 OF 2022	
Bansidharsingh Kariasingh	...Petitioner
Versus Thr Board Of Trustees Of The Port Of Bombay	...Respondent
WITH WRIT PETITION NO. 5373 OF 2022	
Rakesh Kumar Singh	...Petitioner

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Versus	
The Board Of Trustees Of The Port Of Bombay & Ors.	...Respondents
WITH	
WRIT PETITION(L) NO. 29070 OF 2022	
Perviz Farrok Kaka & Ors.	...Petitioners
Versus	
The Board Of Trustees Of The Port Of Bombay & Ors.	...Respondents
WITH	
WRIT PETITION NO. 84 OF 2023	
Hidayatullah M. Shah	...Petitioner
Versus	
The Board Of Trustees Of The Port Of Bombay & Ors.	...Respondents
WITH	
WRIT PETITION NO. 5279 OF 2022	
Aman Sanalal Shah	...Petitioner
Versus	
The Board Of Trustees Of The Port Of Bombay & Ors.	...Respondents
WITH	
WRIT PETITION NO. 4023 OF 2022	
Aman Sanalal Shah	...Petitioner
Versus	
The Board Of Trustees Of The Port Of Bombay (now Known As Mumai Port Authority) & Ors.	...Respondents
WITH	
WRIT PETITION NO. 5335 OF 2022	
Bhagwanji Zaverchand Shah	...Petitioner
Versus	
Mumbai Port Authority & Ors.	...Respondents
WITH	
WRIT PETITION NO. 5356 OF 2022	
Gordon And Co	...Petitioner

Pvr

927-935 & 912.odt

Versus
Mumbai Port Authority & Ors.

...Respondents

**WITH
WRIT PETITION NO. 577 OF 2023**

Ramdeo Babunandan Acting Through
Its C/a. Indrakumar Prahlad Singh

...Petitioner

Versus
Mumbai Port Authority Formerly Known As
Board Of Trustees Of The Port Of Mumbai & Ors.

...Respondents

**WITH
WRIT PETITION NO. 345 OF 2023**

Nirav Naresh Thakkar

...Petitioner

Versus
Mumbai Ports Authority (formerly Known As
The Board Of Trustees Of The Port Of Mumbai) & Ors.

...Respondents

**WITH
WRIT PETITION NO. 5339 OF 2022**

Chandrabhushan Ramshenkar Singh

...Petitioner

Versus
Mumbai Port Authority & Ors.

...Respondents

**WITH
WRIT PETITION NO. 5019 OF 2022**

Nayan Harish Pooj

...Petitioner

Versus
Mumbai Ports Authority (formerly Known As
The Board Of Trustees Of The Port Mumbai) & Ors.

...Respondents

**WITH
WRIT PETITION NO. 79 OF 2023**

Steel Garden

...Petitioner

Versus
Mumbai Port Authority & Ors.

...Respondents

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**WITH
WRIT PETITION NO. 610 OF 2023**

Ikbal Ebrahim L/h Of Ebrahim Aboobakar ...Petitioner

Versus

Mumbai Ports Authority (formerly Known As
The Board Of Trustees Of The Port Of Mumbai) ...Respondent

**WITH
WRIT PETITION NO. 5154 OF 2022**

Fakruddin Fidalli Potia ...Petitioner

Versus

Mumbai Port Authority ...Respondent

**WITH
WRIT PETITION NO. 5151 OF 2022**

Santosh Musafir Singh ...Petitioner

Versus

Mumbai Ports Authority (formerly Known As
The Board Of Trustees Of The Port Of Mumbai) ...Respondent

**WITH
WRIT PETITION NO. 5325 OF 2022**

Murtuza A Lehri ...Petitioner

Versus

Mumbai Port Authority Formerly Known As
Board Of Trustees Of The Port Of Mumbai ...Respondent

**WITH
WRIT PETITION NO. 1342 OF 2023**

Shashikant R. Chadha ...Petitioner

Versus

Mumbai Port Authority (formerly Known As
The Board Of Trustees Of The Port Of Mumbai) ...Respondent

WITH

WRIT PETITION NO. 769 OF 2023

Rayieka Gulamabbas Behrainwalla

...Petitioner

Versus

Mumbai Port Authority

...Respondent

WITH

WRIT PETITION NO. 139 OF 2023

Deepak Vinodchandra Shah

...Petitioner

Versus

Mumbai Port Authority

...Respondent

WITH

WRIT PETITION NO. 1135 OF 2023

Krishna Nagindas Mehta

...Petitioner

Versus

Mumbai Ports Authority (formerly Known As
The Board Of Trustees Of The Port Of Mumbai)

...Respondent

AND

WRIT PETITION NO. 3273 OF 2023

Chamundeshwari Bhogilal Chinai

...Petitioner

Versus

The Board Of Mumbai Port Authority

...Respondent

AND

WRIT PETITION NO. 3714 OF 2023

Suresh Maganlal Nagrecha

...Petitioner

Versus

The Board Of Mumbai Port Authority

...Respondent

AND

WRIT PETITION(L) NO. 24378 OF 2023

Anil Khanna

...Petitioner

Versus

The Board Of Mumbai Port Authority

...Respondent

AND

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WRIT PETITION(L) NO. 25341 OF 2023

Aziz Esmail Dhariwala ...Petitioner
Versus
The Board Of Mumbai Port Authority ...Respondent

AND

WRIT PETITION(L) NO. 25345 OF 2023

Chaitali Developers Private Limited ...Petitioner
Versus
The Board Of Mumbai Port Authority ...Respondent

AND

WRIT PETITION(L) NO. 30752 OF 2023

Suresh Laxmidas Thakkar ...Petitioner
Versus
The Board Of Mumbai Port Authority ...Respondent

AND

WRIT PETITION(L) NO. 35349 OF 2023

Janak Vakharia ...Petitioner
Versus
The Board Of Mumbai Port Authority ...Respondent

AND

WRIT PETITION NO. 211 OF 2024

Suresh Maganlal Nagrecha ...Petitioner
Versus
The Board Of Mumbai Port Authority ...Respondent

AND

WRIT PETITION(L) NO. 3222 OF 2024

Sheikhali Mohammed Hussein Barodawala ...Petitioner
Versus
The Board Of The Mumbai Port Authority ...Respondent

Mr. Darius Khambata, Sr. Adv. a/w Mr. Viren Asar, Mr. Ahuramazda Postwala, Mr. Farid Karachiwala, Ms. Anushka Panchmatia, Mr. Shantanu Asar i/b J. Sagar Associates for Petitioner in WP/3143/2022, 135/2023, 3256/2022, 2883/2023, 2415/2023, 521/2023, 3363/2022, 531/2023, 582/2023, 2416/2023, 1697/2023, 3530/2022, 2381/2023, 3359/2022, 3558/2022, 668/2023, 2286/2023, 1850/2023, 2892/2023, 6/2023, 1846/2023, 42/2023, 214/2023, 1228/2023, 156/2024, 3101/2023, 315/2024, 3256/2023, 2792/2023, (L)22835/2023, (L)/1878/2023, (L)18153/2023 and (L)3222/2024.

Mr. Viren Asar a/w Mr. Sahil Saiyed, Ahuramazda Postwala, Shantanu Asar and Afrin Dalal i/b Saiyed Sahil M Nagamiya for Petitioner in WPL/5398/2022, 10515/2023, 11801/2023, 11813/2023, 13775/2023, 20524/2023.

Mr. Mayur Khandeparkar a/w Mr. Vishal Kanade, Mr. Krishnan Iyer, Mr. Rahul Pillai for Petitioner in WP/143/2023.

Mr. Darshan Furia a/w Ms. Priyanka Desai i/b Cyril Amarchand Mangaldas for Petitioner in WP/2481/2023.

Mr. Viren Ashar a/w Bhavya Shah i/b A & P Partners for Petitioner in WPL/4477/2023.

Mr. Rahul Soman with Ms. Aishwarya Shinde for Petitioner in WP/1016/2021.

Mr. Chintan Gandhi i/b Rajani Associates for Petitioner in WPL/12325/2023.

Mr. Viren Asar a/w Ms. Sonali Aggarwal i/b Dhruve Liladhar & Co for Petitioner in WP/2394/2023.

Ms. Mona Malvade i/b Thakordas & Madgavkar for Petitioner in WPL/39869/2022.

Mr. Viren Asar a/w Mr. Tushar Hathiramani, Mrs. Nandini Joshi, Mr. Dhruv Joshi and Ms. Preeti Agarwal i/b Harish Joshi & Co. for Petitioner in WP/2500/2023.

Mr. Malcolm Sigantoria a/w Aniesh Jadhav, Mr. Meherasp Mistry i/b Khaitan & Co. in WP/1554/2024.

Mr. Siddharth Shitole i/b Sarthak Diwan for Petitioner in WPL/493/2023.

Mr. Prerak Choudhary for Petitioner in WP/1557/2023.

Mr. Viren Asar with Mr. Shankar V. Mhatre, Ms. Shivali S. Mhatre for Petitioner in WP/3273/2023.

Mr. Viren Asar a/w Mr. Nipeksh Arvind Jain i/b Wadia Ghandy & Co. for Petitioner in WPL/35349/2023.

Mr. Viren Asar a/w A. Patel i/b Sajjad Patel for Petitioner in WP/3714/2023 and 211/2024.

Mr. Darius Khambata, Sr. Adv. a/w Mr. Ali Antulay, Mr. Nirav Barot i/b M/s. Maneksha & Sethna for Applicant in IA/1271/2023.

Mr. Darius Shroff, Sr. Adv. a/w Mr. Shanay Shah, Mr. Faranaaz Karbhari, Mr. Rahul Jain, Khushboo Rupani, Mahafrin Mehta, Akriti Shikha, Shrey Mehta, Sharan Shetty i/b HSA Advocates for R. No. 1 in WP/3143/2022.

Mr. Faranaaz Karbhari, Mr. Rahul Jain, Khushboo Rupani, Mahafrin Mehta, Akriti Shikha, Sharan Shetty i/b HSA Advocates for R. No. 1 in WP/1846/2023, 6/2023, 2892/2023, 143/2023, 2886/2023, 2481/2023, 668/2023, 3558/2022, 3359/2022, 13775/2023, 3625/2022, 2381/2023, 3530/2022, 2500/2023, 1697/2023, 11813/2023, 1016/2022, 2394/2023, 214/2023, 42/2023, 5398/2022, 1228/2023, 1878/2023, 646/2023, 464/2023, 282/2023, 305/2023.

Mr. N. R. Bubna for R. No. 2, U. O. I. In WP/3143/2022, 3363/2022, 3625/2022, 3359/2022.

Mr. Devang Vyas, ASG a/w Mrs. Savita Ganoo, Mr. D. P. Singh, Mr. Shillong

Shah, Mrs. Arusa Amin, Ms. Vaibhavi Chaudhari R. No. 3, U. O. I. in WP/3294/2023, 3607/2023, 3616/2023, 3881/2023, 3886/2023, 3892/2023.

Mrs. Shehnaz Bharucha for R. No. 3 in WP/1342/2023, 769/2023, 139/2023, 1135/2023, 3273/2023, 2481/2023.

Mr. R. S. Apte, Sr. Adv. a/w Mr. Sagar S. Ambedkar for R. No. 3 U. O. I. In WP/ 646/2023, 464/2023, 305/2023, 2835/2023, 587/2023, 350/2023, 3146/2022, 629/2023, 1050/2023, 809/2023, 1046/2023, 1346/2023, 697/202, 1129/2023, 606/2023, 1092/2023, 3306/2022, 3608/2022, 357/2023, 3653/2022, 3959/2022, 4099/2022, 4119/2022, 4102/2022, 58/2023, 5245/2022, 62/2023, 5186/2022, 5235/2022, 5373/2022, (L) 29070/2022, 5279/2022, 4023/2022, 5335/2022, 5356/2022, 577/2023, 345/2023, 5339/2022, 5019/2022, 79/2023, 610/2023, 5151/2022, 5325/2022, 1342/2023, 139/2023, 1135/2023, 156/2024, (L) 1878/2023, 1228/2023, (L) 10515/2023, (L) 11801/2023, (L) 11813/2023, 2500/2023 (L) 13775/2023, 2394/2023.

**CORAM: G. S. KULKARNI &
FIRDOSH P. POONIWALLA, JJ.**
DATED: 31 January, 2024

P.C.

1. Leave to amend in terms of the draft amendment handed over. Let the amendment be carried out within one week from today, and amended copies of the petition be served on the respondents. Re-verification dispensed with.
2. Let reply affidavit be placed on record within two weeks from today; rejoinder, if any, be filed within one week thereafter. Let the proceedings be

listed on **28 February 2024 for direction**, so that we can hear the parties on an appropriate date thereafter. To be listed alongwith Writ Petition No.3143 of 2022 and connected matters.

3. Writ Petition No.3101 of 2023, Writ Petition (I) No.18153 of 2023, Writ Petition No.315 of 2024, Writ Petition No.3256 of 2023, Writ Petition (L) No.22835 of 2023, Writ Petition No.2792 of 2023 and Writ Petition (I) No.9546 of 2023 be listed alongwith these petitions.

(FIRDOSH P. POONIWALLA, J.)

(G. S. KULKARNI , J.)