

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO.488 OF 2005

Tata Colnsultancy Services Ltd. & Anr. ... Petitioners
Vs.
The Collector of Mumbai & Ors. ... Respondents

Dr.Birendra Saraf and Mr.Sumanth alongwith Mr.Rajesh Satpalkar i/by
M/s. Mulla & Mulla & Craigie Blunt & Caroe for the Petitioners.

Mr.A.A. Kumbhakoni, Advocate General alongwith Ms.Geeta Shastri,
Addl. G.P. for the Respondent/State.

CORAM : A.S. OKA &
M.S.SONAK, JJ.

DATE : 5th SEPTEMBER, 2018

P.C.

1 Heard the learned counsel for the Petitioners and the learned Advocate General for the State. The Consent Minutes of Order are tendered on record and marked as M-1 for identification. The Consent Minutes of Order are signed by the Advocate for the Petitioners and the learned Additional Government Pleader for the Respondent/State for identification. However, the learned Advocate General states that the Respondents have no objection for passing an order in terms of the Consent Minutes of Order.

2 The learned counsel appearing for the Petitioners has also in

principle no objection for passing an order in terms of the Consent Minutes of Order. However, he has some reservations. He submits that the Respondents may rely upon the Government Resolution dated 23rd November 2001.

3 However, the reservation expressed by the learned counsel appearing for the Petitioners need not detain us from passing of the order in terms of the Consent Minutes of the Order for more than one reason. The first is, the view taken in the judgment and order dated 14th August 2018 passed by the Division Bench of this Court in the case of Indian Express Newspapers (Bombay) Ltd. and Another vs. State of Maharashtra and Ors in Writ Petition No.1151 of 2002 and in particular clauses 3 and 4 thereof. Secondly, the Petition is not being disposed of and the same will remain pending.

4 There will be an order in terms of the Consent Minutes of Order taken on record and marked M-1 for identification.

Place the Petition on 1st November 2018 under the caption of “Directions” for reporting compliance..

(M.S.SONAK, J)

(A.S. OKA, J)