

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

**SUO MOTO PIL NO. 01 OF 2023**

High Court On Its Own Motion ... Petitioner

**V/s.**

The State of Maharashtra & Ors. ... Respondents

**WITH**

**INTERIM APPLICATION NO. 621 OF 2024**

**IN**

**SUO MOTU PETITION NO. 1 OF 2023**

Bombay Bar Association ... Applicant

**V/s.**

High Court on its own Motion ... Respondent

**WITH**

**INTERIM APPLICATION NO. 782 OF 2024**

**IN**

**SUO MOTU PETITION NO. 1 OF 2023**

Bandra Reclamation Area Volunteers Organization ... Applicant

**V/s.**

State of Maharashtra and Anr. ... Respondents

**WITH**

**INTERIM APPLICATION (L) NO. 7056 OF 2024**

**IN**

**SUO MOTU PETITION NO. 1 OF 2023**

Vivek Jaswant Singh ... Applicant

**V/s.**

High Court on its Own Motion and Ors. ... Respondents

**WITH  
INTERIM APPLICATION NO. 666 OF 2024**

**IN**

**SUO MOTU PETITION NO. 1 OF 2023**

Atul Ramanlal Vora ... Applicant

V/s.

High Court on its Own Motion ... Respondent

**WITH  
INTERIM APPLICATION (L) NO. 23233 OF 2024**

**IN**

**SUO MOTU PETITION NO. 1 OF 2023**

Charkop Gorai Hawkers Welfare ... Applicant

V/s.

High Court on its own Motion ... Respondent

**WITH  
INTERIM APPLICATION (L) NO. 22832 OF 2024**

**IN**

**SUO MOTU PETITION NO. 1 OF 2023**

Kamgar Ekta Union Maharashtra  
through President Mecanzy Peter Dabre ... Applicant

V/s.

State of Maharashtra and Ors. ... Respondents

**WITH  
INTERIM APPLICATION (L) NO. 22809 OF 2024**

**IN**

**SUO MOTU PETITION NO. 1 OF 2023**

Lal Bavta General Kamgar Union  
through President Madhukar Rajaram Parab ... Applicant  
V/s.  
State of Maharashtra and Ors. ... Respondents

**WITH**  
**INTERIM APPLICATION (L) NO. 21142 OF 2024**  
**IN**  
**SUO MOTU PETITION NO. 1 OF 2023**

Chapel Lane (Damian Joseph Pinto Road)  
and Tank Residents Association A.L.M. 143 ... Applicant  
V/s.  
High Court on its own Motion ... Respondent

**WITH**  
**INTERIM APPLICATION (L) NO. 1242 OF 2025**  
**IN**  
**SUO MOTU PETITION NO. 1 OF 2023**

Indian Hotel and Restaurant Association  
through Authorized Officer Atif Rasool Sojar ... Applicant  
V/s.  
High Court on its own Motion ... Respondent

**WITH**  
**WRIT PETITION (L) NO. 4022 OF 2025**

Yusuf Hussain Mystry ... Petitioner  
V/s.  
Town Vending Committee -MCGM & Ors. ... Respondents

**WITH****WRIT PETITION (L) NO. 4024 OF 2025**

Omprakash N. Mangalam ... Petitioner

V/s.

Town Vending Committee -MCGM & Ors. ... Respondents

**WITH****WRIT PETITION NO. 766 OF 2021**

Bombay Hawkers Association ... Petitioner

V/s.

Municipal Corporation Of Gr. Mumbai & Ors. ... Respondents

**WITH****CONTEMPT PETITION NO. 2 OF 2024****IN****PUBLIC INTEREST LITIGATION NO. 60 OF 2023**

Dharma Rajaram Vallakati ... Petitioner

V/s.

The State of Maharashtra

through Government Pleader ... Respondent

**WITH****WRIT PETITION NO. 1262 OF 2023**

Sagar Park Co-Operative Housing Soc. & Ors. ... Petitioners

V/s.

Municipal Corporation Of Gr. Mumbai & Ors. ... Respondents

**WITH****WRIT PETITION NO. 2750 OF 2019**

Bombay Hawkers Association ... Petitioner

V/s.

Chairperson, Town Vending Committee -MCGM & Ors. ... Respondents

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Mr. Jamshed Mestry, Amicus Curie a/w. Mr. Dipesh Siroya, present.

Mr. Prerak Choudhary for Intervenors.

Mr. Amar Gharte for Applicants in IA/782/2024 & IA/666/2024.

Mr. Kevik Setalvad, Senior Advocate a/w. Ms. Oorja Dhond, Ms. Sneha Prabhu i/b. Ms. Komal Punjabi for Respondent No.2 in SMP/01/2023.

Mr. Vijay Adsul, Dy. Supdt., Licence Dept., present.

Mr. Anoop Patil a/w. Ms. Oorja Dhond i/b. Ms. Komal Punjabi for Respondent Nos.2 to 4 in CP/02/2024 in PIL/60/2023.

Ms. Tapsya Dhamne, Sr. Inspector Licence (Encroachment Removal), BMC, Respondent No.4 (Contemner), present.

Mr. Yash Kataria i/b. S. Mahomedbhai & Co. for Applicants in IA/621/2024.

Ms. K.M. Mastakar i/b. Ms. Komal Punjabi for Respondent-BMC in WP/4022/2025 & WP/4025/2025.

Ms. S.V. Tondwalkar i/b. Ms. Komal Punjabi for Respondent-BMC in WP/1262/2023 & WP/2750/2019.

Ms. Namrata Parab, Sr. Inspector (Encroachment), N/Ward.

Mr. Manoj Shirsat a/w. Mr. Yogendra M. Koli i/b. Mr. Mohammad Ashraf for Petitioners in WP/766/2021 & WP/2750/2019.

Mr. S.M. Seegarla for Petitioners in CP/02/2024 in PIL/60/2023.

Mr. Indrajeet Joshi for Petitioners in WP/1262/2023.

Mr. Suryakant Doke, PSI, Borivali and Mr. Vishwanath Chavan, PI, DCP Operation, CP Office, Mumbai, present.

Mr. Deepak C.N. a/w. Ms. Gayatri K.D. i/b. Deepak & Co. for Petitioners in WPL/4022/2025 & WPL/4024/2025.

Ms. P.H. Kantharia, G.P. a/w. Mr. Abhay L. Patki, Addl. G.P. & Ms. Rita Joshi, A.G.P. for Respondent-State in SMP/01/2023.

- Ms. P.H. Kantharia, G.P a/w. Ms. Sheetal Malvankar, A.G.P for Respondent-State in IAL/23233/2024.
- Ms. P.H. Kantharia, G.P a/w. Ms. Vrushali Kabre, A.G.P for Respondent-State in IAL/666/2024.
- Ms. P.H. Kantharia, G.P a/w. Ms. Usha Rahi, A.G.P for Respondent-State in IAL/22809/2024.
- Ms. P.H. Kantharia, G.P a/w. Ms. Anupama Pawar, A.G.P for Respondent-State in IAL/7056/2024.
- Ms. P.H. Kantharia, G.P a/w. Ms. Madhura Deshmukh, A.G.P for Respondent-State in IAL/22832/2024.
- Ms. P.H. Kantharia, G.P a/w. Mr. Suraj Gupte, A.G.P for Respondent-State in IAL/621/2024.
- Ms. P.H. Kantharia, G.P a/w. Ms. Fatima Lakdawala, A.G.P for Respondent-State in IAL/782/2024.
- Ms. P.H. Kantharia, G.P a/w. Ms. Jyoti Chavan, A.G.P for Respondent-State in IAL/21142/2024.
- Ms. P.H. Kantharia, G.P a/w. Ms. Rita Joshi, A.G.P & Adv. A. Thipsay, B Panel Counsel for Respondent-State in WPL/4022/2025.
- Ms. P.H. Kantharia, G.P a/w. Mr. Nishigandh Patil, A.G.P & Adv. A. Thipsay, B Panel Counsel for Respondent-State in WPL/4024/2025.
- Ms. P.H. Kantharia, G.P a/w. Mr. Akshay Patkar, A.G.P for Respondent-State in WPL/766/2021.
- Ms. P.H. Kantharia, G.P a/w. Mr. Manish Upadhye, A.G.P for Respondent-State in CONPW/02/2024 in PIL/60/2023.
- Ms. P.H. Kantharia, G.P a/w. Mr. Abhay Patki, A.G.P for Respondent-State in WP/2750/2019.
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**CORAM : A. S. GADKARI AND  
KAMAL KHATA, JJ.**

**DATE : 7<sup>th</sup> March 2025.**

**P.C. :**

1) Mr. Setalvad, learned senior counsel appearing for BMC seeks leave to file Affidavit placing on record the documents, which inadvertently could not be annexed to the earlier Affidavit dated 15<sup>th</sup> January 2025 of Mr. Anil L. Kate.

2) At his request, stand over to 17<sup>th</sup> March 2025 at 2:30 p.m..

**( KAMAL KHATA, J. )**

**( A.S. GADKARI, J. )**