

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1386 OF 2022

Juhu Geetanjali Vastushilp Co-operative  
Housing Society Ltd. and Another ... Petitioners

versus

Union of India and Others ... Respondents

WITH  
INTERIM APPLICATION (L) NO. 20798 OF 2022

IN

WRIT PETITION NO. 1386 OF 2022

WITH

WRIT PETITION (L) NO. 3440 OF 2022

WITH

WRIT PETITION NO. 1445 OF 2022

WITH

WRIT PETITION (L) NO. 4894 OF 2022

WITH

WRIT PETITION (L) NO. 4902 OF 2022

WITH

WRIT PETITION (L) NO. 4904 OF 2022

WITH

WRIT PETITION (L) NO. 4907 OF 2022

WITH

WRIT PETITION (L) NO. 4928 OF 2022

WITH

WRIT PETITION (L) NO. 5347 OF 2022

WITH

WRIT PETITION NO. 3728 OF 2022

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Ms.Sneha Patil with Mr.Saurabh Kshirsagar i/b. Maniar Srivastava  
Associates for the Petitioner in WP Nos.2459 of 2022, 1445 of 202  
and 3728 of 2022.

Mr.N.R.Bubna with Mr.Y.R.Mishra for Respondent No.1- Union of India in WP No. 1386 of 2022.

Ms.Naveena Kumai for the Union of India in WP No. 3983 of 2022.

Mr.Ajay Khaire for Respondent Nos. 2 to 4 in all Petitions.

Mr.Harshad Vyas i/b. AVP Partners for the Petitioners in WP (L) Nos. 4894 of 2022, 4902 of 2022, 4904 of 2022, 4907 of 2022 and 4928 of 2022.

Mr.Saket Mone with Mr.Subit Chakraborti and Mr.Makrand Savant i/b. Vidhi Partners for the Petitioner in WP No. 1386 of 2022.

Mr.Yogesh C.Naidu with Mr.Sanil Gada for the Petitioner in WP(L) No. 3440 of 2022.

Ms.Shraddha Chavan i/b. Mr.Mahendra Agvekar for Respondent No.5 in WP (L) No. 4904 of 2022.

Mr. Arun Panickar for Respondent No. 5 in WP No. 3728 of 2022.

Ms.Sonali Jadhav with Mr.Kamlesh Ghumre for MHADA in WP No 1386 of 2022.

Mr.Girish Utangle with Mr.Saurabh Utangale i/b. Utangale and Co. for Respondent Nos. 2 and 4 (MHADA) in WP (L) No. 3440 of 2022 and WP No. 3728 of 2022.

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**CORAM : NITIN JAMDAR &  
MANJUSHA DESHPANDE, JJ.**

**DATE : 14 DECEMBER 2023**

**P.C.:**

The learned Counsel for the parties have drawn our attention to the order dated 7 September 2023. This order records that Writ Petition No. 2459 of 2022 (Armaan Real Estate Pvt. Ltd. vs. Union of India and Ors.) will be taken up as the lead Petition since

challenge is to the provisions of Ministry of Civil Aviation (Height Restrictions for Safeguarding of Aircraft Operations) Rules, 2015 and subsequent amendment to it of 2020.

2. Writ Petition No.2459 of 2022 is not listed on today's board. The Union of India has not filed any reply affidavit to the amended Petition. The learned Counsel for Respondent No.1- Union of India seeks time to take instructions and file reply affidavit.

3. Considering that the time has been granted to file reply affidavit since 14 July 2022, the Secretary, Ministry of Civil Aviation will give necessary instructions to the panel counsel for Union of India so that reply affidavit can be filed.

4. The learned Counsel for Respondent No.1- Union of India states that a copy of this order will be sent to the Secretary, Ministry of Civil Aviation.

5. Stand over to **23 January 2024**, to be listed under the caption "For Directions".

6. After the reply affidavit of the Union of India is received and pleadings are complete, a suitable date can be assigned for disposal of the Petitions.

7. Registry will ensure that all Petitions in this group as referred to in the earlier order are listed on board on the next date.

(MANJUSHA DESHPANDE, J.)

(NITIN JAMDAR, J.)