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

LAXMI SUBHASH SONTAKKE
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Date: 2024.08.16 20:31:44 +0530

WRIT PETITION(L)NO. 5347 OF 2022

D. N. Nagar Sai Krupa Co-op Hsg Society Ltd .. Petitioner

Versus

Union of India & Ors. .. Respondents

Mr. Pravin Samdani, Senior Counsel *a/w Nivit Srivastava & Sneha Patil i/b. Maniar Srivastava Associates for the Petitioner No.1.*

Mr. Y. R. Mishra *a/w N. R. Bubana, Upendra Lokegaonkar & Shailendra Mishra for the Respondent No.1.*

Mr. Ajay Khaire *for Respondent Nos. 2 to 4.*

Mr. Girish Utangale *a/w Saurabh Utangale for Respondent No.5.*

CORAM: B. P. COLABAWALLA &
FIRDOSH P. POONIWALLA, JJ.
DATE: AUGUST 12, 2024

P. C.

1. Mr. Samdani, the learned Senior Counsel appearing for Petitioner No.1 has tendered draft amendments to the above Writ Petition *inter-alia* challenging the provisions of the Ministry of Civil Aviation (Height Restriction Safeguarding of Aircraft Operations) Rules, 2015 and the

amendment thereto vide Ministry of Civil Aviation (Height Restriction Safeguarding of Aircraft Operations) Amendment Rules, 2020.

2. Considering that this is a pre-admission amendment, we allow the Petitioner to amend the Petition in terms of the draft handed in and marked 'X' for identification.

3. The amendment shall be carried out within a period of one week from today and a copy of the amended Petition shall be served on all the Respondents immediately thereafter.

4. We clarify that this amendment is over and above the amendment order that we have already passed in Interim Application No. 2302 of 2024, under which we have permitted Petitioner No.1 to delete Petitioner No.2 in the above Writ Petition.

5. If the Respondents want to file any affidavit-in-reply to the above amended Writ Petition, they may do so, by filing the same on or before the next date and serve a copy of the same on the Advocates for the Petitioner.

6. Place the above Writ Petition on board for ad-interim reliefs on 26th August, 2024.

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7. This order will be digitally signed by the Private Secretary/ Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[FIRDOSH P. POONIWALLA, J.] **[B. P. COLABAWALLA, J.]**

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