

VPH

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

**WRIT PETITION (L) No. 846 of 2020**

Shriman Yashwant Gadkari ... Petitioner  
Vs.  
Mumbai Municipal Corporation of  
General Mumbai & Ors. ... Respondents

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Mr. Pramod Bhosale a/w Karan Gajra i/b Sharad Bhosle, for the  
Petitioner.

Mr. Sukanta Karmakar, AGP for Respondent- State.

Ms. Trupti Puranik, for the Respondent - MCGM.

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**CORAM : K. K. TATED, &  
N. R. BORKAR, JJ.**

**DATE : DECEMBER 15, 2020**

**PC :**

1. Heard the learned counsel for the parties.
2. Advocate Ms. Puranik, appearing for the Respondent – Corporation seeks some time to file reply.
3. The learned counsel Mr. Bhosale, appearing for the Petitioner submits by this petition, filed under Article 226 of the Constitution of India, the Petitioner is challenging order 22<sup>nd</sup> September, 2016 and the charge-sheet dated 3<sup>rd</sup> May, 2008 issued by the Respondent. He submits that during the pendency of present petition, appeal preferred by the Petitioner, challenging the order dated

26<sup>th</sup> September, 2017 is rejected by the Respondent – Corporation. Hence, he seeks leave to amend the petition, challenging the said order of rejection.

4. Considering all these facts, following order is passed.

- (i) Liberty is granted to the Petitioner to carry out amendment and on or before 22<sup>nd</sup> January, 2021. If amendment is carried out in time, the Petitioner is directed to serve amended copy of the petition on the otherside on or before 25<sup>th</sup> January, 2021, and file affidavit of service by the next date.
- (ii) Liberty is also granted to the Petitioner to place on record additional affidavit in support of the petition on or before 22<sup>nd</sup> January, 2021, with copy to the otherside.
- (iii) The respondents, if they so desire, shall file reply on or before 30<sup>th</sup> January, 2021, with copy to the otherside
- (iv) Rejoinder thereto, if any, to be filed on or before 19<sup>th</sup> February, 2021, with copy to the otherside.
- (v) The learned AGP waives notice for the Respondent-State.
- (vi) The matter to appear on board on 24<sup>th</sup> February, 2021.

Sd/-  
**[N. R. BORKAR, J.]**

Sd/-  
**[K. K. TATED, J.]**