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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 3143 OF 2022

Arsheesh Jamshed Wadia & Anr. ...Petitioners

Versus

The Board Of Mumbai Port Authority & Ors. ...Respondents

WITH

WRIT PETITION NO. 156 OF 2024

Vakil And Sons Private Limited ...Petitioner

Versus

The Board Of Mumbai Port Authority ...Respondent

WITH

WRIT PETITION(L) NO. 1878 OF 2023

Bombay Sewree Chemicals Manufacturing Co. Pvt. Ltd. ...Petitioner

Versus

The Board Of Mumbai Port Authority ...Respondent

WITH

WRIT PETITION NO. 1228 OF 2023

Grand Hotel (bombay) Private Limited. ...Petitioner

Versus

The Board Of Mumbai Port Authority ...Respondent

WITH

WRIT PETITION(ST) NO. 4477 OF 2023

Voltas Limited ...Petitioner

Versus

The Board Of Mumbai Port Authority ...Respondent

WITH

WRIT PETITION(ST) NO. 5398 OF 2022

Aditya B. Somaiya & Ors. ...Petitioners

Versus

The Board Of Mumbai Port Authority & Ors. ...Respondents

WITH

WRIT PETITION NO. 135 OF 2023

The Darukhana Iron Steel And Scrap
Merchants Association ...Petitioner

Versus

The Board Of Mumbai Port Authority ...Respondent

WITH

WRIT PETITION NO. 3256 OF 2022

Bhupinder Singh Anand ...Petitioner

Versus

The Board Of Trustees Of The Port Of Mumbai & Ors. ...Respondents

WITH

WRIT PETITION NO. 2883 OF 2023

Kamalbir Singh & Anr. ...Petitioners

Versus

The Board Of Mumbai Port Authority & Ors. ...Respondents

WITH

WRIT PETITION NO. 521 OF 2023

The Ocean View Co-operative
Housing Society Limited ...Petitioner

Versus

The Board Of The Mumbai Port Authority & Ors. ...Respondents

WITH

WRIT PETITION NO. 2415 OF 2023

Mahim Reti Bunder Tenants Association & Anr. ...Petitioners

Versus

The Board Of Trustees Of The Port Of Mumbai & Ors. ...Respondents

WITH

WRIT PETITION NO. 3363 OF 2022

Harsh H. Jain ...Petitioner

Versus

The Board Of Mumbai Port Authority ...Respondent

WITH

WRIT PETITION NO. 531 OF 2023

Shamji Manji Patel & Ors. ...Petitioners

Versus
The Board Of Trustees Of The Port Of Mumbai & Ors. ...Respondents
WITH
WRIT PETITION NO. 582 OF 2023

Sunil Hasmukhlal Parikh ...Petitioner

Versus
The Board Of Trustees Of The Port Of Mumbai & Ors. ...Respondents
WITH
WRIT PETITION NO. 2416 OF 2023

Anandji Haridas And Co. Pvt. Ltd. ...Petitioner

Versus
The Board Of The Mumbai Port Authority & Ors. ...Respondents
WITH
WRIT PETITION(ST) NO. 10515 OF 2023

Rallis India Ltd. ...Petitioner

Versus
The Boardof Mumbai Port Authority ...Respondent
WITH
WRIT PETITION(ST) NO. 11801 OF 2023

Rallis India Ltd. ...Petitioner

Versus
The Board Of Mumbai Port Authority ...Respondent
WITH
WRIT PETITION(ST) NO. 11813 OF 2023

Rallis India Ltd ...Petitioner

Versus
The Board Of Mumbai Port Authority ...Respondent
WITH
WRIT PETITION NO. 1697 OF 2023

The Grain Rice Oilseeds Merchants Association ...Petitioner

Versus
The Board Of The Mumbai Port Authority ...Respondent
WITH
WRIT PETITION(ST) NO. 12325 OF 2023

The Tata Power Company Limited ...Petitioner
 Versus
 Board Of Mumbai Port Authority ...Respondent

**WITH
 WRIT PETITION NO. 2500 OF 2023**

H.h. Shrimant Maharaja Jyotiraditya M Scindia ...Petitioner
 Versus
 The Board Of Mumbai Port Authority ...Respondent

**WITH
 WRIT PETITION NO. 3530 OF 2022**

Indian Vegetable Products Private Ltd.,
 Now Known As Ivp Limited ...Petitioner
 Versus
 The Board Of The Mumbai Port Authority & Ors. ...Respondents

**WITH
 WRIT PETITION NO. 2381 OF 2023**

Baltic Trading Company Pvt Ltd ...Petitioner
 Versus
 The Board Of The Mumbai Port Authority & Ors. ...Respondents

**WITH
 WRIT PETITION NO. 3625 OF 2022**

The Hyder-e-ally Manufacturing And
 Pressing Factory Pvt. Ltd. ...Petitioner
 Versus
 The Board Of The Mumbai Port Authority & Ors. ...Respondents

**WITH
 WRIT PETITION(ST) NO. 13775 OF 2023**

Depe Global Shipping Agencies Pvt Ltd ...Petitioner
 Versus
 The Board Of Mumbai Port Authority ...Respondent

**WITH
 WRIT PETITION NO. 3359 OF 2022**

Khandelwal Brothers Ltd. ...Petitioner
 Versus
 The Board Of The Mumbai Port Authority & Ors. ...Respondents

**WITH
WRIT PETITION NO. 3558 OF 2022**

Noble Fisheries Pvt. Ltd.	...Petitioner
Versus	
The Board Of The Mumbai Port Authority & Ors.	...Respondents

**WITH
WRIT PETITION NO. 668 OF 2023**

Soli Shapurji Ragi	...Petitioner
Versus	
The Board Of The Mumbai Port Authority	...Respondent

**WITH
WRIT PETITION NO. 2481 OF 2023**

Larsen And Toubro Limited	...Petitioner
Versus	
Board Of Mumbai Port Authority	...Respondent

**WITH
WRIT PETITION NO. 2886 OF 2023**

The Treasurer Of Charitable Endowments For India	...Petitioner
Versus	
The Board Of The Mumbai Port Authority & Ors.	...Respondents

**WITH
WRIT PETITION NO. 143 OF 2023**

Balmer Lawrie And Co.ltd.	...Petitioner
Versus	
The Board Of The Mumbai Port Authority & Ors.	...Respondents

**WITH
WRIT PETITION(ST) NO. 20524 OF 2023**

G. Claridge And Company Ltd	...Petitioner
Versus	
The Board Of Mumabi Port Authority	...Respondent

**WITH
WRIT PETITION NO. 1850 OF 2023**

Lubricants And Allied Products Manufacturing Co.Pvt. Ltd.	...Petitioner
Versus	

The Board Of The Mumbai Fort Authority & Ors. ...Respondents

**WITH
WRIT PETITION NO. 2892 OF 2023**

D. Abraham And Sons Pvt Ltd ...Petitioner
Versus

The Board Of The Mumbai Port Authority & Ors. ...Respondents

**WITH
WRIT PETITION NO. 6 OF 2023**

Mukesh Gokal & Anr. ...Petitioners
Versus

The Board Of The Mumbai Port Authority & Ors. ...Respondents

**WITH
WRIT PETITION NO. 1846 OF 2023**

Cotton Association Of India ...Petitioner
Versus

The Board Of The Mumbai Port Authority & Ors. ...Respondents

**WITH
WRIT PETITION NO. 42 OF 2023**

Tarachand Bhojraj Vazirani & Anr. ...Petitioners
Versus

The Board Of The Mumbai Port Authority & Ors. ...Respondents

**WITH
WRIT PETITION NO. 1016 OF 2022**

V.jamnadas And Co. ...Petitioner
Versus

The Board Of Trustees Of The Port Of Bombay & Anr. ...Respondents

**WITH
WRIT PETITION NO. 2394 OF 2023**

Mahindra And Mahindra Limited ...Petitioner
Versus

The Board Of Mumbai Port Authority ...Respondent

**WITH
WRIT PETITION(ST) NO. 39869 OF 2022**

Kamani Tubes Limited ...Petitioner

Versus
The Board Of Mumbai Port Authority ...Respondent

WITH
WRIT PETITION NO. 214 OF 2023

Uni Tex Products Private Limited ...Petitioner
Versus
The Board Of Mumbai Port Authority ...Respondent

Mr. Darius Khambata, Sr. Adv. a/w Mr. Viren Asar, Mr. Ahuramazda Postwala, Mr. Farid Karachiwala, Ms. Anushka Panchmatia, Mr. Shantanu Asar i/b J. Sagar Associates for Petitioner in WP/3143/2022, 135/2023, 3256/2022, 2883/2023, 2415/2023, 521/2023, 3363/2022, 531/2023, 582/2023, 2416/2023, 1697/2023, 3530/2022, 2381/2023, 3359/2022, 3558/2022, 668/2023, 2286/2023, 1850/2023, 2892/2023, 6/2023, 1846/2023, 42/2023, 214/2023, 1228/2023, 156/2024, 3101/2023, 315/2024, 3256/2023, 2792/2023, (L)22835/2023, (L)/1878/2023, (L)18153/2023 and (L)3222/2024.

Mr. Viren Asar a/w Mr. Sahil Saiyed, Ahuramazda Postwala, Shantanu Asar and Afrin Dalal i/b Saiyed Sahil M Nagamiya for Petitioner in WPL/5398/2022, 10515/2023, 11801/2023, 11813/2023, 13775/2023, 20524/2023.

Mr. Mayur Khandeparkar a/w Mr. Vishal Kanade, Mr. Krishnan Iyer, Mr. Rahul Pillai for Petitioner in WP/143/2023.

Mr. Darshan Furia a/w Ms. Priyanka Desai i/b Cyril Amarchand Mangaldas for Petitioner in WP/2481/2023.

Mr. Viren Ashar a/w Bhavya Shah i/b A & P Partners for Petitioner in WPL/4477/2023.

Mr. Rahul Soman with Ms. Aishwarya Shinde for Petitioner in WP/1016/2021.

Mr. Chintan Gandhi i/b Rajani Associates for Petitioner in WPL/12325/2023.

Mr. Viren Asar a/w Ms. Sonali Aggarwal i/b Dhruve Liladhar & Co for Petitioner in WP/2394/2023.

Ms. Mona Malvade i/b Thakordas & Madgavkar for Petitioner in

WPL/39869/2022.

Mr. Viren Asar a/w Mr. Tushar Hathiramani, Mrs. Nandini Joshi, Mr. Dhruv Joshi and Ms. Preeti Agarwal i/b Harish Joshi & Co. for Petitioner in WP/2500/2023.

Mr. Malcolm Siganporia a/w Aniesh Jadhav, Mr. Meherasp Mistry i/b Khaitan & Co. in WP/1554/2024.

Mr. Siddharth Shitole i/b Sarthak Diwan for Petitioner in WPL/493/2023.

Mr. Prerak Choudhary for Petitioner in WP/1557/2023.

Mr. Viren Asar with Mr. Shankar V. Mhatre, Ms. Shivali S. Mhatre for Petitioner in WP/3273/2023.

Mr. Viren Asar a/w Mr. Nipeksh Arvind Jain i/b Wadia Ghandy & Co. for Petitioner in WPL/35349/2023.

Mr. Viren Asar a/w A. Patel i/b Sajjad Patel for Petitioner in WP/3714/2023 and 211/2024.

Mr. Darius Khambata, Sr. Adv. a/w Mr. Ali Antulay, Mr. Nirav Barot i/b M/s. Maneksha & Sethna for Applicant in IA/1271/2023.

Mr. Darius Shroff, Sr. Adv. a/w Mr. Shanay Shah, Mr. Faranaaz Karbhari, Mr. Rahul Jain, Khushboo Rupani, Mahafrin Mehta, Akriti Shikha, Shrey Mehta, Sharan Shetty i/b HSA Advocates for R. No. 1 in WP/3143/2022.

Mr. Faranaaz Karbhari, Mr. Rahul Jain, Khushboo Rupani, Mahafrin Mehta, Akriti Shikha, Sharan Shetty i/b HSA Advocates for R. No. 1 in WP/1846/2023, 6/2023, 2892/2023, 143/2023, 2886/2023, 2481/2023, 668/2023, 3558/2022, 3359/2022, 13775/2023, 3625/2022, 2381/2023, 3530/2022, 2500/2023, 1697/2023, 11813/2023, 1016/2022, 2394/2023, 214/2023, 42/2023, 5398/2022, 1228/2023, 1878/2023, 646/2023, 464/2023, 282/2023, 305/2023.

Mr. N. R. Bubna for R. No. 2, U. O. I. In WP/3143/2022, 3363/2022, 3625/2022, 3359/2022.

Mr. Devang Vyas, ASG a/w Mrs. Savita Ganoo, Mr. D. P. Singh, Mr. Shillong

Shah, Mrs. Arusa Amin, Ms. Vaibhavi Chaudhari R. No. 3, U. O. I. in WP/3294/2023, 3607/2023, 3616/2023, 3881/2023, 3886/2023, 3892/2023.

Mrs. Shehnaz Bharucha for R. No. 3 in WP/1342/2023, 769/2023, 139/2023, 1135/2023, 3273/2023, 2481/2023.

Mr. R. S. Apte, Sr. Adv. a/w Mr. Sagar S. Ambedkar for R. No. 3 U. O. I. In WP/ 646/2023, 464/2023, 305/2023, 2835/2023, 587/2023, 350/2023, 3146/2022, 629/2023, 1050/2023, 809/2023, 1046/2023, 1346/2023, 697/202, 1129/2023, 606/2023, 1092/2023, 3306/2022, 3608/2022, 357/2023, 3653/2022, 3959/2022, 4099/2022, 4119/2022, 4102/2022, 58/2023, 5245/2022, 62/2023, 5186/2022, 5235/2022, 5373/2022, (L) 29070/2022, 5279/2022, 4023/2022, 5335/2022, 5356/2022, 577/2023, 345/2023, 5339/2022, 5019/2022, 79/2023, 610/2023, 5151/2022, 5325/2022, 1342/2023, 139/2023, 1135/2023, 156/2024, (L) 1878/2023, 1228/2023, (L) 10515/2023, (L) 11801/2023, (L) 11813/2023, 2500/2023 (L) 13775/2023, 2394/2023.

**CORAM: G. S. KULKARNI &
FIRDOSH P. POONIWALLA, JJ.**
DATED: 31 January, 2024

P.C.

1. Leave to amend in terms of the draft amendment handed over. Let the amendment be carried out within one week from today, and amended copies of the petition be served on the respondents. Re-verification dispensed with.
2. Mr. Shroff, learned Senior Advocate appearing for the respondent – The Board Of Mumbai Port Authority states that reply affidavit on the issues of law in Writ Petition No.3143 of 2023 be treated as reply in all the other connected matters.

3. Let such affidavit be placed on record within one week from today; rejoinder, if any, be filed within two weeks thereafter. Let the proceedings be listed on **28 February 2024, for directions**, so that we can fix an appropriate date for hearing these petitions.

(FIRDOSH PHIROZE POONIWALLA, J.)

(G. S. KULKARNI, J.)