



2-PIL-100 2020

2024:BHC-OS:15160-DB

Pdp

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
PUBLIC INTEREST LITIGATION NO. 109 OF 2019
WITH
INTERIM APPLICATION NO. 3179 OF 2023**

Vijendra Kumar Rai .. Petitioner
Versus
State of Maharashtra & Ors. .. Respondents

**WITH
CONTEMPT PETITION (L) NO. 29681 OF 2023
IN
PUBLIC INTEREST LITIGATION NO. 109 OF 2019**

Sadiqa Ali Abbas .. Petitioner
Versus
The State of Maharashtra & Ors. .. Respondents

**WITH
CONEMPT PETITION (L) NO. 3760 OF 2023
IN
PUBLIC INTEREST LITIGATION NO. 109 OF 2019**

Vijendra Kumar Rai .. Petitioner
Versus
Chief Executive Officer, SRA .. Respondent

**WITH
PUBLIC INTEREST LITIGATION NO. 83 OF 2019**

Vijendra Kumar Rai .. Petitioner
Versus
State of Maharashtra & Ors. .. Respondents

**WITH
WRIT PETITION NO. 1292 OF 2018**

Vijendra Kumar Rai .. Petitioner
Versus
State of Maharashtra & Ors. .. Respondents

Ms. Rebecca Gonsalves, Amicus Curiae present in
PIL/109/2019, CONPPL/3760/2023, PIL/83/2019,



WP/1292/2016.

Mr. Vijendra Kumar Rai, petitioner-in-person present in PIL/109/2019, CONPPL/3760/2023, PIL/83/2019 and WP/1292/2018.

Mr. Sukanta Karmakar, AGP for State in PIL/83/2019.

Mr. L. T. Satelkar, AGP for State in PIL/109/2019 and CONPL/3760/2023 and IA/3179/2023 and CONPL/29681/2023.

Mr. Amit Shastri, AGP for State in WP/1292/2018.

Mr. Ativ Patel i/by AVP Partners for respondent no.21 in PIL/109/2019.

Mr. Y. R. Mishra a/w Mr. D. P. Singh for respondent no.22 in PIL/109/2019.

Mr. Jagdish G. Aradwad (Reddy) for respondent nos.13 to 16 in PIL/83/2019 and for respondent nos.7 to 13 in WP/1292/2018.

Mr. A. Y. Sakhare, Senior Advocate a/w Mr. Vijay D. Patil for respondent no.6 in PIL/109/2019 and for respondent nos.1 and 2 in CONPL/3760/2023.

Mr. Dinyar Madon, Senior Advocate with Mr. Jamshed Master, Mr. Shakeeb Shaikh, Mr. Altab Diamondwala, Ms. Alfiya Diamondwala i/by Diamondwala & Co. for respondent nos. 9 to 16 in PIL/109/2019.

Mr. Jamshed Master a/w Mr. Jayesh R. Vyas, Kinjal Kokkad for respondent no.17 in PIL/109/2019.

Mr. Enamul Haq Khan for applicant in IA/3179/2023.

CORAM: DEVENDRA KUMAR UPADHYAYA, CJ. & ARIF S. DOCTOR, J.

DATE: 1st NOVEMBER, 2023

P.C.:

1. The affidavit-in-reply in terms of our order dated 26th September, 2023 has not been filed by the respondent nos. 9 to 16 and respondent no.17. However, Mr. Madon, the learned senior advocate representing the respondent nos.9 to 16 and Mr. Jamshed Master, learned counsel, representing the respondent no.17 state that affidavits-in-reply are ready to be filed.
2. The affidavits-in-reply on behalf of the respondent nos.9 to 16 and respondent no.17 are taken on record; however, in the facts of the case we deem it appropriate to saddle these respondents with costs for taking the said affidavits on record.
3. Accordingly, the respondent nos.9 to 16 shall pay costs of Rs.50,000/- as a donation to be paid to TATA memorial Hospital, details whereof are as follows: -

Bank Name	:	Central Bank of India
Branch	:	Tata Memorial Hospital
Address, Telephone Number, Fax Number	:	Dr. Ernest Borges Road, Parel, Mumbai 400 012, Tel. No.022-24126487, Fax No.022-24126487
Bank Account Number	:	1002449683
Account Type	:	Current
IFSC Code	:	CBIN0284241
MICR Code	:	400016112

The respondent no.17 shall pay costs of Rs.50,000/- as a donation to be paid to K.E.M. Hospital. The account details are as under: -



Bank Account of Hospital : Poor Box Charity Fund,
K.E.M. Hospital, Mumbai

Bank Account Number of Hospital : 99350100000877(S.B.)

Bank and Branch : Bank of Baroda, Parel
Branch

Address, Tel. No., Fax No. : Bank of Baroda, Madina
And e-mail of the Concerned Bank : Manzil, 88, Dr. Ambedkar
Road, Mumbai 400 012,
Maharashtra,
022-24713820,
dbpare@bankofbaroda.com

MICR Code Number : 400012246

IFSC Number : BARB0DBPARE (5TH Letter
is Zero)

PAN : AAATK3087D

Type of Account : Saving A/c

4. The copy of the affidavit-in-reply shall be served upon the learned Amicus Curiae as also the petitioner, who appears in-person, who may file their responses by 4th December, 2023.

5. The affidavit by the Slum Rehabilitation Authority (SRA) has also been filed, a copy whereof has been served upon the learned Amicus Curiae. The learned Amicus Curiae may file her response to the same by 4th December, 2023.

6. Reply to the affidavit filed by the SRA has been filed by the petitioner. The learned senior advocate representing the SRA prays for and is granted time to file response to the said reply. The same be filed by 4th December, 2023.



CONTEMPT PETITION (L) NO. 29681 OF 2023:

7. Issue notice to respondent nos.2 and 3. Mr. Vijay Patil, learned counsel has put in appearance on behalf of respondent nos.2 and 3 and waives service of notice.

8. Let an affidavit-in-reply to the averments in the Contempt Petition be filed by the respondent nos.2 and 3 by 4th December, 2023.

9. List the matters on **13th December, 2023.**

(ARIF S. DOCTOR, J.)

(CHIEF JUSTICE)