

AGK

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

WRIT PETITION NO. 3019 OF 2014

Chandrabhas Narayan Shirali & Ors. ...Petitioners

V/s.

Hindustan Petroleum Corporation
Ltd. & Ors. ...Respondents

Mr. Sanjay Singhvi, senior advocate i/by Ms.
Karishma Rao for the petitioners.

Mr. Lancy D'Souza with Ms. Deepika Agarwal i/by
Mr. V. M. Parker for respondent nos. 1 to 3.

**CORAM: DIPANKAR DATTA, CJ &
M. S. KARNIK, J.**

DATE: JUNE 28, 2022

P.C.:

1. Mr. Singhvi, learned senior advocate for the petitioners moves a draft amendment seeking incorporation of pleadings after paragraph 23, to be numbered as paragraph 23A, as well as for insertion of a ground to be numbered as 'Y'. The draft amendment is marked 'X' for identification and shall be retained with the record of this writ petition.

2. The writ petition, though instituted in the year 2014, has not been formally admitted. From the earlier orders, we find that a coordinate Bench of this Court wished the writ petition to be disposed of at the admission stage. That has not happened. Considering the nature of amendment sought for,

we are of the opinion that such amendment, if allowed, will not change the nature of the *lis* and that such amendments are necessary to shorten litigation as well as for a proper decision on the writ petition.

3. Accordingly, leave to amend, as prayed for, is granted.

4. Let the writ petition be amended suitably within a week from date. The respondents shall be served copy of the amended writ petition immediately thereafter, whereupon they shall have ten (10) days' time to file a further reply-affidavit dealing with the amendments which are granted by this order.

5. Stand over to **26th July 2022**. List under the caption '**for final disposal**'.

(M. S. KARNIK, J.)

(CHIEF JUSTICE)

ATUL
GANESH
KULKARNI

Digitally
signed by
ATUL GANESH
KULKARNI
Date:
2022.06.29
19:08:54
+0530