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11-wp-5243-2024

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

**WRIT PETITION NO. 5243 OF 2024**

Usha Laxman Sawant

... Petitioner

versus

Municipal Corporation of Greater  
Mumbai and Others

... Respondents

...

Ms.Panthi Desai i/b. M/s. M.P.Vashi & Associates for the Petitioner.

Ms.Shilpa Redkar for Respondent Nos. 1 to 6 – Municipal Corporation.

Mr.A.G.Kothari i/b. Ms.Nandini Menon for Respondent Nos. 7 and 8.

...

**CORAM : RAVINDRA V. GHUGE &  
M. M. SATHAYE, JJ.**

**DATE : 09<sup>th</sup> JUNE, 2025**

**P.C.:-**

1. In spite of granting five weeks' time, vide order dated 3<sup>rd</sup> April, 2025, the Municipal Corporation has not filed its affidavit-in-reply by 7<sup>th</sup> May, 2025. Our experience with this Municipal Corporation would indicate that it is very slow in filing affidavits-in-reply. We would have appreciated if the reply would have been tendered even today. The Municipal Corporation is not ready with the reply.

2. What is being conveyed to us is that an email dated 9<sup>th</sup> June, 2025 has been issued by the Deputy Education Officer to the Law Officer of the Municipal Corporation stating therein that the Petitioner's grievance of treating her on full time post is redressed with effect from 1<sup>st</sup> June, 2016. She is scheduled to superannuate on 31<sup>st</sup> October, 2025. However, her grievance of being treated as a full time employee with effect from 1<sup>st</sup> June, 2005 till 31<sup>st</sup> May, 2016 (wrongly mentioned as 30<sup>th</sup> June, 2016 in the email dated 9<sup>th</sup> June, 2025), still survives. No affidavit-in-reply has been filed. A copy of the email dated 9<sup>th</sup> June, 2025 is taken on record and marked as 'X-1' for identification.

3. Considering the above, we grant an opportunity to the Municipal Corporation to file its affidavit-in-reply, on or before 25<sup>th</sup> June, 2025, with the condition that the Municipal Corporation shall deposit an amount of Rs. 5000/- towards cost, in this Court, within the same time line.

4. The learned Advocate for the Petitioner submits, on instructions, that the amount be donated for a public cause. The Registry shall transfer the said cost amount to the Girija Welfare Association,

details of which are as under :-

**Girija Welfare Association**

Account No.309006361574

Bank Name :RBL BANK

Branch – Kharghar

IFSC : RATN00000078

5. List this Petition on **1<sup>st</sup> July, 2025**, in the urgent admissions category.

6. Needless to state, since the Municipal Corporation has concluded that the Petitioner can be treated as a full time employee with effect from 1<sup>st</sup> June, 2016, monetary benefits, if payable, may be extended to the Petitioner, expeditiously.

(M. M. SATHAYE, J.)

(RAVINDRA V. GHUGE, J.)