



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

PUBLIC INTEREST LITIGATION ST. NO.11713 OF 2026

Anasuya Vinod Chabrani and another **.Vs.** State of Maharashtra and others

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders
or directions and Registrar's order

Court's or Judge's Order

Mr. K.S. Agrawal, Advocate for petitioners.

Mr. S.S. Hulke, A.G.P. for respondent No.1/State.

Mr. J.B. Kasat, Advocate for the respondent Nos.2 to 6.

CORAM : RAJ D. WAKODE, J.

DATE : 30/05/2026

1. Heard Mr. K.S. Agrawal, learned counsel for the petitioners and Mr. J.B. Kasat, learned counsel for the respondent Nos.2 to 6. Mr. S.S. Hulke, learned A.G.P. for the respondent No.1.

2. Mr. K.S. Agrawal, the learned counsel for the petitioners submits that the petitioners have approached this Court seeking challenge to the impugned notices dated 27.05.2026, whereby public hearings are scheduled on 02.06.2026.

3. The first hearing pertains to Advertisement No.65/PR for Orange City Street, which is scheduled at 12.30 p.m. The second hearing pertains to Advertisement No.116/PR for Sahakarnagar Ghat, which is scheduled at 01.00 p.m. The aforesaid impugned notices are on record at Page No.29, Annexure-A. The aforesaid impugned notices of hearing reveals that the public hearing is scheduled at

NMC office, Nagpur and shall be conducted in the chamber of respondent No.2. It is pertinent to mention here that the total number of objectors in both these two notices are around 350.

4. Shri K.S. Agrawal, learned counsel for the petitioners submits that it is impossible to conduct the hearing of such 350 objectors within a short span of half hour in the chamber of respondent No.2 and thus the meeting will have to be held in open premises. Shri Agrawal, learned counsel for the petitioners submits that the petitioners have approached this Court to point out that such public hearings at 12.30 p.m. and 01.00 p.m. is directly contrary to the official advisories issued by the Government of Maharashtra and the India Meteorological Department considering the heat wave in the city of Nagpur and Vidarbha region in general. The temperature in the entire Vidarbha is currently exceeding 45°C and recently such tremendous heat wave has triggered, panic and emergency mobile alerts from the State Disaster Management Authority.

5. Thus, the issue involved in the present Public Interest Litigation is not merely one of administrative inadequacy but one that directly concerns the health and well being of the objectors who are called upon to attend the public hearings at 12.30 p.m. and 01.00 p.m., which will expose them to the risk of dehydration, heat exhaustion and other heat related ailments. Exposing the citizens to such

forceable health risk would not be consistent with the constitutional guarantee under Article 21 of the Constitution of India, which encompasses right to live with dignity and in conditions that do not endanger health.

6. Mr. Kasat, learned counsel for the respondents has raised an objection to the maintainability of the present PIL on the ground that only two persons have approached this Court out of 350 objectors to whom such notices is issued. We are not in agreement with the aforesaid contentions raised by the learned counsel for the respondent – NMC.

7. The impugned notices was issued on 27.05.2026 which was received by the petitioners on 28.05.2026 and immediately on 29.05.2026, the petitioners have approached this Court. It is not at all possible for all the 350 objectors to gather in one day for filing such petition. Even otherwise, this is a Public Interest Litigation and even one individual approaching this Court pointing out the grievance of the public is sufficient to invoke the jurisdiction of this Court.

8. In view of the above, issue notice to the respondents, returnable on **08.06.2026**.

9. Mr. S.S. Hulke, the learned A.G.P. waives notice on behalf of the respondent No.1/State.

10. Mr. J.B. Kasat, the learned counsel waives notice on behalf of the respondent Nos.2 to 6.

11. For the reasons stated above, in the meanwhile, the respondent – NMC is directed to defer the public hearings as contemplated in the impugned notices dated 27.05.2026, scheduled on 02.06.2026, till 08.06.2026.

(RAJ D. WAKODE, J.)

C.L. Dhakate