

Suzana

IN THE HIGH COURT OF BOMBAY AT GOA

CONTEMPT PETITION NO.1426 OF 2025 (F)

IN

WRIT PETITION NO.736 OF 2023

PIOLINHO E. I BARRETO

... PETITIONER

Versus

P S REDDY AND 2 ORS

... RESPONDENTS

Mr Kevin Braganza, Advocate for the Petitioner.

Mr Siddharth Samant, Additional Government Advocate for Respondents No.1, 3 and 4.

Mr Ravi Anand, Advocate for Respondent No.2.

**CORAM:- BHARATI DANGRE &
NIVEDITA P. MEHTA, JJ.**

DATED :- 28th July, 2025

P.C.

1. On 13.03.2025, the Writ Petition filed by the Petitioner was disposed of by recording the consensus arrived at wherein the Respondents No.5 and 6 agreed to remove all unauthorised extension/constructions beyond the scope of approved plans and it was directed that the demolition shall be verified by the Municipal Engineer who shall submit a compliance report.

2. The grievance of the Petitioner today is, that the Respondent No.5 and 6 have failed to abide by the Undertaking furnished by them and since this Undertaking was accepted as an Undertaking to the Court,

they have willfully flouted the directions issued by this Court.

Learned Counsel representing the Chief Officer, Municipal Council, join hands with the learned Counsel for the Petitioner in submitting that no compliance was ensured by Respondent No.1, Mr P.S. Reddy and Respondent no.2, Mr N. K. Mohanan (Respondent No.5 and 6 in the Petition). The learned Counsel make a specific statement that the Municipal Council had in fact carried out the inspection, but noticed that the order of the Court is not complied with.

He now undertake to place on record a copy of the Inspection Report. On hearing learned Counsel for the Petitioner and learned Counsel for the Municipal Council, we take note of the disobedience on the part of Respondents No.5 and 6 to ensure the compliance of the Undertaking placed before the Court which resulted in disposing of the Writ Petition 13.03.2025.

In the wake of the aforesaid, we deem it appropriate to issue Contempt Notice to Respondent No.1 and 2 asking them to show cause as to why the Undertaking given to the Court has not been abided by. The notice is made returnable on 18.08.2025. The Respondents are at liberty to file a reply to the Show Cause Notice as to why action under the Contempt of Courts Act should not be initiated.

List on 18.08.2025.

NIVEDITA P. MEHTA, J.

BHARATI DANGRE, J.