

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

I.A. Nos. 7-8/2013

in Petition(s) for Special Leave to Appeal (Civil) No(s).22182-22183/2012

(From the judgement and order dated 11/05/2012 in WP No.977/2010 and WP No.1134/2010 of The HIGH COURT OF BOMBAY)

BOMBAY DYEING & MFG.CO.LTD.

Petitioner(s)

VERSUS

MONITORING COMMIT.& ORS.

Respondent(s)

(for directions and I.A. Nos. 9-10 - appln.(s) for intervention and I.A. Nos. 11-12 & 13-14 - appln(s) for impleadment and office report)

Date: 08/07/2013 These IAs were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s)

Mr. F.S. Nariman, Sr. Adv.
Mr. Navroz Seervai, Sr. Adv.
Mr. R.N. Karanjawala, Adv.
Ms. Ruby Singh Ahuja, Adv.
Ms. Meena Doshi, Adv.
Ms. Nina Nariman, Adv.
Ms. Jigna Kapadia, Adv.
Ms. Deepti Sarin, Adv.
Mr. Ishaan Gaur, Adv.
Mr. Manik Karanjawala, Adv. for
M/S. Karanjawala & Co.,Adv.

For Respondent(s)

R-3 Mr. Shekhar Naphade, Sr. Adv.
Mr. S. Sukumaran, Adv.
Mr. J.J. Xavier, Adv.
Mr Uday Kedar, Adv.
Mr. Anand Sukumar, Adv.
Mr. Bhupesh Kumar Pathak, Adv.
Ms. Meera Mathur ,Adv

R-5

Mr. Nitin S. Tambwekar, Adv.
Mr. B.S. Sai, Adv.
Mr. K. Rajeev ,Adv

IA 9-10

Mr. J.P. Cama, Sr. Adv.
Mr. Aarohi Bhalla, Adv.
Mr. Subodh S. Patil, Adv.
Ms. Sujata Kurdukar, Adv.

IA 11-12

Mr. Sanjay Singhvi, Adv.
Ms. Aparna Bhat, Adv.

Mr. Colin Gonsalves, Sr. Adv.
Ms. Amiy Shukla, Adv.
Ms. Jyoti Mendiratta, Adv.

Mr. Chirag M. Shroff, Adv.

Mr. Narendra Kumar Goyal, Adv.

UPON hearing counsel the Court made the following
O R D E R

Mr. F.S. Nariman, learned senior counsel for the petitioner submits that the petitioner is agreeable to the conditions set out by the Municipal Commissioner in paragraphs 9 (a) to (f) of his affidavit dated March 8, 2013. He further submits that fresh modified lay out plan submitted by the petitioner meets these conditions.

2. Mr. Colin Gonsalves, learned senior counsel for the intervenor - Girni Kamgar Sangharsh Samiti in I.A. No... of 2013 and Mr. Sanjay Singhvi, learned counsel for the intervenors in I.A. Nos. 11-12 of 2013 submit that they have serious objections to the Municipal Commissioner agreeing to modify the lay out plans as proposed in his above affidavit and they would make representations on behalf of the intervenors to the Municipal Commissioner by July 9, 2013.

3. Mr. Shekhar Naphade, learned senior counsel for the Municipal Corporation for Greater Mumbai prays for two weeks' time to enable the Commissioner to consider (i) whether the fresh modified lay out plan submitted by the petitioner meets the conditions as set out by the Commissioner in paragraph 9(a) to (f) of his affidavit and whether the same conforms D.C.R. 58 of Development Control Rules, 1991 or not and (ii) the representations that may be submitted by the intervenors. We grant time to the Municipal Commissioner as prayed.

4. We record the statement of Mr. J.P. Cama, learned senior counsel for the intervenors in I.A. Nos. 9-10 of 2013 that these intervenors fully accept the fresh modified lay out plan submitted by the petitioner.

5. List the matter on July 26, 2013.

6. The interim order dated February 1, 2013 passed by this Court shall continue to operate until then.

|(Pardeep Kumar)
|Court Master

|(Renu Diwan)
|Court Master

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