

ITEM NO.26+45

COURT NO.1

SECTION IX

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

Petition(s) for Special Leave to Appeal (C) No.10916/2019

(Arising out of impugned final judgment and order dated 16-04-2019
in PIL No.44/2019 passed by the High Court of Judicature at Bombay)

MUNICIPAL CORPORATION OF GREATER MUMBAI

Petitioner(s)

VERSUS

SHWETA WAGH & ORS.

Respondent(s)

(With appln.(s) for exemption from filing c/c of the impugned
interim order and permission to file additional documents)

WITH Diary No.15458/2019 (IX)

(With appln.(s) for exemption from filing c/c of the impugned
judgment and permission to file SLP and interim relief)

Diary No.15468/2019 (IX)

(With appln.(s) for exemption from filing c/c of the impugned
judgment and permission to file SLP)

Diary No.16548/2019

(With appln.(s) for exemption from filing c/c of the impugned
judgment and permission to file SLP)

Diary No.16686/2019

(With appln.(s) for exemption from filing c/c of the impugned
judgment and permission to file SLP)

Date : 06-05-2019 These petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s)
SLP 10916/19

Mr. Tushar Mehta, SG
Mr. Shekhar Naphade, Sr. Adv.
Mr. Ashish Wad, Adv.
Ms. Aruna Savla, Adv.
Ms. Priti Purandare, Adv.
Ms. Jayashree Wad, Adv.
Mr. Sidharth Mahajan, Adv.
Ms. Sukriti Jaggi, Adv.

Mr. Rohan Mripuri, Adv.
M/s. J S Wad And Co.

D.15458/19 &
D.15468/19

Mr. Mukul Rohatgi, Sr. Adv.
Mr. Ranjit Kumar, Sr. Adv.
Mr. Mahesh Agarwal, Adv.
Mr. Ankur Saigal, Adv.
Mr. M.S. Ananth, Adv.
Mr. Anirudh Bhatia, Adv.
Mr. Ajitesh Soni, Adv.
Mr. E. C. Agrawala, AOR

D.16548/19 &
D.16686/19

Mr. Mahesh Agarwal, Adv.
Mr. Ankur Saigal, Adv.
Mr. M.S. Ananth, Adv.
Mr. E.C. Agrawala, AOR

For Respondent(s)

Mr. K.K. Venugopal, AG
Mr. Nishant R. Katneshwarkar, Adv.
Mr. Anoop Kandari, Adv.
Ms. Deepa Kulkarni, Adv.

Mr. Colin Gonsalves, Sr. Adv.
Mr. Kranti L.C., Adv.
Ms. Anupradha Singh, Adv.
Mr. Siddharth Seem, Adv.
Mr. Shubham Kaushal, Adv.
Mr. Satya Mitra, AOR

Mr. Shyam Divan, Sr. Adv.
Mr. Jatin Zaveri, AOR
Ms. Rishika A. Harish, Adv.
Mr. Pheroze F. Mehta, Adv.
Mr. Ankit Kulkarni, Adv.
Mr. Neel Kamal Mishra, Adv.

Mr. Shyam Divan, Sr. Adv.
Mr. Chander Uday Singh, Sr. Adv.
Ms. Madhusmita Bora, AOR
Mr. Pawan Kishore Singh, Adv.

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

Permission to file the special leave petition is
granted.

Heard learned counsel for the parties who are all represented and perused the relevant material.

The interim order of the High Court stands modified by permitting the contractors - Larsen and Toubro Ltd. and HCC-HDC Joint Venture and such other agencies that may be involved in the execution of the works, to continue with the works which have already commenced, but not to undertake any fresh works. This order will govern the parties till the High Court decides the matter.

We also make it clear that the execution of the works will be at the risk of the contractors and the same shall abide by such order as may be passed by the High Court.

We request the High Court to dispose of the matter on 3rd June, 2019 or any date immediately thereafter. As all the contesting parties have appeared before us, we do not see any reason to keep the matters pending here. The special leave petitions stand disposed of in the above terms.

The petitioners will be at liberty to mention the matter before this Court and seek revival of the special leave petitions in the event the matters are not disposed of by the High Court in terms of this order.

(Chetan Kumar)
A.R. - cum - P.S.

(Anand Prakash)
Court Master