

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 3690 OF 2020  
(@ SLP (CIVIL) No.12/2020)

MUNICIPAL CORPORATION OF GREATER MUMBAI & ORS.                      Petitioner(s)

VERSUS

KAM AVIDA ENVIRO ENGINEERS PVT LTD. & ANR.                      Respondent(s)

O R D E R

Leave granted.

Respondent No.1 was black listed by an Order dated 25.07.2018 by the Municipal Corporation of Greater Mumbai. The period of black listing was later reduced to two years on 30.11.2018. The order of black listing was challenged by the 1<sup>st</sup> respondent in the High Court of Judicature at Bombay. On 27.8.2019, the order of black listing was stayed by the High Court. The appellant approached this Court questioning the order of stay passed by the High Court. By an order dated 10.01.2020, the order of stay passed by the High Court was modified. It was clarified by this Court that the black listing shall be confined only to the Municipal Corporation of Greater Mumbai in terms of the Orders dated 25.07.2018 and 30.11.2018.

We have heard Mr. Dhruv Mehta, learned senior counsel appearing for the appellants and Mr. Rana Mukherjee,

learned senior counsel appearing for Respondent No.1.

There is no dispute that the period of black listing which was reduced for a period of two years has elapsed. Nonetheless, the validity of order of black listing still has to be gone into by the High Court in the writ petition. We request the High Court to expedite the hearing of the writ petition and dispose of the same at the earliest.

In the meanwhile, the order of black listing shall remain stayed.

We are informed by Mr. Rana Mukherjee, learned senior counsel that Respondent No.1 is still shown as black listed on the website of the Municipal Corporation of Greater Mumbai. The appellant is directed to remove the name of Respondent No.1 from the list of those who are black listed on its website.

The appeal is disposed of accordingly. Pending application(s), if any, shall stand disposed of.

.....J.  
(L.NAGESWARA RAO)

.....J.  
(HEMANT GUPTA )

.....J.  
( AJAY RASTOGI )

NEW DELHI;  
17<sup>th</sup> NOVEMBER, 2020

ITEM NO.7 Court 7 (Video Conferencing) SECTION IX

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 12/2020

(Arising out of impugned Interim order dated 27-08-2019 in WPL No. 4328/2018 passed by the High Court Of Judicature At Bombay)

MUNICIPAL CORPORATION OF GREATER MUMBAI & ORS. Petitioner(s)

VERSUS

KAM AVIDA ENVIRO ENGINEERS PVT LTD. & ANR. Respondent(s)  
( IA No. 89970/2020 - MODIFICATION)

Date : 17-11-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO  
HON'BLE MR. JUSTICE HEMANT GUPTA  
HON'BLE MR. JUSTICE AJAY RASTOGI

For Petitioner(s) Mr.Dhruv Mehta, Sr. Adv  
Mr. Garvesh Kabra, AOR

For Respondent(s) Mr. Rana Mukherjee, Sr. Adv.  
Mr. Amit Dhingra, Adv  
Mr. Rahul Narayanan, Adv  
Mr. Pranav Kamnani, Adv  
M/S. Dua Associates, AOR

Mr. Rahul Chitnis Adv.  
Mr. Sachin Patil, AOR  
Mr. Geo Joseph Adv

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

Leave granted.

The appeal is disposed of in terms of the Signed Order. Pending application(s), if any, shall stand disposed of.

(Geeta Ahuja)  
Court Master

(Anand Prakash)  
Court Master

(Signed Order is placed on the file)