

Urmila Ingale

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
PUBLIC INTEREST LITIGATION NO. 84 OF 2021**

Firoze Mithiborwala .. Petitioner
Vs.
The State of Maharashtra & Ors. .. Respondents

**WITH
PUBLIC INTEREST LITIGATION NO. 85 OF 2021**

Yohan Tengra .. Petitioner
Vs.
The State of Maharashtra & Ors. .. Respondents

Mr. Nilesh Ojha i/b. Mr. Abhishek N. Mishra a/w Mr. Vijay Kurle, Ms. Dipali N. Ojha, Mr. Awtar Singh, Mr. Ishwarlal S. Aggarwal, Mr. Rajeshwar Panchal, Mr. Partho Sarkar, Mr. Sandeep Sheregar, Ms. Mita Rudani, Mr. Pratik Jain, Mr. Shivam Mehra, Deepika Jaiswal, Poonam Rajbhar, Nicky Pokar, Snehal Surve, Shivchand Mishra, Mr. Mangesh Mali, Siddhi Dhamnaskar, Mr. Pratik Sakar, Mr. Vikas Pawar, Mr. Mayank Mishra, Mr. Aditya Parmar, Mr. Sarang Gundagwar, A.R. Kori, Mr. Mohan Rawat, Mr. Adarsh Diwani, Mr. Gopal Nirban, Mr. Aniruddh More for petitioner in PIL/85/2021.

Mr. Tanveer Nizam i/b. Mangesh Bhimrao Dongre a/w Mr. Vijay Kurle, Ms. Dipali N. Ojha, Mr. Awtar Singh, Mr. Ishwarlal S. Aggarwal, Mr. Mayank Mishra, Rajeshwar Panchal, Partho Sarkar, Mr. Sandeep Sheregar, Ms. Mita Rudani, Mr. Pratik Jain, Mr. Shivam Mehra, Deepika Jaiswal, Poonam Rajbhar, Nicky Pokar, Snehal Surve, Shivchand Mishra, Mr. Mangesh Mali, Siddhi Dhamnaskar, Mr. Pratik Sakar, Mr. Vikas Pawar, Mr. Aditya Parmar, Mr. Sarang Gundagwar, A.R. Kori, Mr. Mohan Rawat, Mr. Adarsh Diwani, Mr. Gopal Nirban, Mr. Aniruddh More for petitioner in PIL/84/2021.

Mr. Anil V. Anturkar, Senior Advocate a/w Mr. P. P. Kakade, Govt. Pleader and Ms. Reena A. Salunkhe, AGP for State.

Mr. S.S. Pakale a/w Mr. Om Suryawanshi i/b. Mr. Sunil Sonawane for respondent no. 3 (MCGM).

Mr. T. J. Pandian a/w Mr. T. C. Subramanian, Mr. Dheer Sampat for respondent no.6.

Mr. Aditya Thakkar a/w Mr. D. P. Singh i/by Mr. A. A. Ansari for respondent nos.7 and 9 – UOI.

**CORAM : DIPANKAR DATTA, CJ &
M. S. KARNIK, J.**

DATE : FEBRUARY 11, 2022

P.C. :

1. An affidavit has been filed by Mr. Aseem Surendrakumar Gupta, Principal Secretary, Disaster Management, Relief and Rehabilitation Department, Government of Maharashtra and the Member Secretary State Executive Committee under the Disaster Management Act, 2005, in purported compliance with the order passed by us yesterday.
2. We have heard Mr. Anturkar, learned senior advocate for the State and have perused the affidavit.
3. We wish to look into the relevant records/files pertaining to issuance of the Standard Operating Procedures (hereafter "SOPs", for short) under challenge in these two writ petitions, i.e., the SOPs dated July 15, 2021, August 10, 2021 and August 11, 2021. Let the entire records/files be placed before us on **February 21, 2022** when these

writ petitions will be called on for hearing once again at 2.30 p.m.

4. By Thursday next, the petitioners shall be at liberty to file further affidavits dealing with the affidavit of Mr. Aseem Surendrakumar Gupta.

(M. S. KARNIK, J.)

(CHIEF JUSTICE)