

IN THE HIGH COURT JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.2093 OF 2010

1.Bombay Environmental Action
Group & Anr. ...Petitioners

vs.

1.Maharashtra Maritime Board
& ors. ...Respondents

Mr.F.Devitre, Sr.Advocate with Mr.J.P.Sen i/b.
M/s.Dastur Dadhich & Kalambi, for Petitioner.

Mr.Roshan D Souza i/b. M/s.Umesh Shetty & Co.,
for Respondent no.1.

Ms.Geeta Shastri, AGP for Respondent nos.2 & 3.

CORAM: D.K.DESHMUKH &
N.D.DESHPANDE, JJ.

DATED: 27th October, 2010

P.C.:

1. Rule, returnable forthwith. Heard finally
by consent of parties.

2. Within a period of one week from today,
the Respondent no.1 shall address a communication
to M/s.Rewas Ports Ltd. informing them that in
case within a period of four weeks from the date

of the letter they do not secure interim order preventing Respondent no.1 from complying with the order passed by the Chief Executive Officer-cum- Appellate Authority dated 17.4.2009 and the order of the Chief Ports Officers-cum-Information Officer of Maharashtra Maritime Board dated 16.9.2008, from the appropriate authority, the Respondent no.1 shall comply with that orders and deliver copy of the document as directed.

3. In case, the party M/s.Rewas Ports Ltd. do not produce interim order or final order preventing Respondent no.2 from complying with the aforesaid orders within the aforesaid period of four weeks, the Respondent no.1 shall comply with the aforesaid orders and deliver the copy.

4. The Respondent no.2 and 3 before whom the appeals filed by M/s.Rewas Ports Ltd. against the orders which are impugned in the petition are pending, shall, in case M/s.Rewas Ports Ltd. applies for any interim order or final order

before him, give notice of that application to the petitioner and give the petitioner an opportunity of being heard before making any order. The petition is disposed of.

(D.K.DESHMUKH, J.)

(N.D.DESHPANDE, J.)