

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO.1384 OF 2008

Ashok Nandkishore Bajpai. ..Petitioner.
Vs.
State of Maharashtra and anr. ..Respondents.

None for the Petitioner.

Mr. Milind More, A.G.P. for the Respondent No.1.

Mrs. A.K.Savla for the Respondent Nos.2 and 3.

...

**CORAM: F.I. REBELLO & R.S.MOHITE, JJ.
DATE : 28th November,2008**

P.C.

1. The petitioner has approached this court being aggrieved with notice dated 10.1.2008 served upon him. The petitioner's case is that the wooden bakada in the open space has not been put up by him but the same has been put up by one Hansraj Kanojia. The matter appeared earlier on 26.11.2008 when the counsel for the petitioner made a statement that they have no objection for removal of the bakada. The grievance of the petitioner was that he had not put up the bakada but had complained against its contractor. The petitioner cannot be directed to remove the construction.

2. Considering the above, the respondent-Corporation is directed to take steps according to law to remove the bakada within four weeks from today. Petition is accordingly disposed off.

3. On behalf of the Corporation, the learned counsel points out that Mr. Hansraj Kanojia has also been served by notice dated 10.1.2008.

(R.S. MOHITE, J.)

(F.I. REBELLO,J.)