



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

WRIT PETITION NO. 1203 OF 1997

**Nariman Point Churchgate
Citizen's Association and Ors.**

.. Petitioners

Versus

State of Maharashtra & Ors.

.. Respondents

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Mr. S. C. Naidu a/w Pradeep Kumar i/by C. R. Naidu & Co. for
petitioners.

Mr. Abhay L. Patki, Addl. Govt. Pleader for respondent nos.1
to 3- State.

Ms. Chaitralee Deochake i/by Komal Punjabi for respondent
nos.4 and 5 – BMC.

Mr. Shailesh Salvi i/by Warerkar & Warerkar for intervener –
Mumbai Cricket Association.

**CORAM: ALOK ARADHE, CJ. &
M. S. KARNIK, J.**

DATE: 26th MARCH, 2025

ORDER [Per Chief Justice]:

1. Rule. Rule is made returnable forthwith. With the
consent of the learned counsel for the parties, heard finally.

2. This petition, which has been filed as Public Interest
Litigation, seeks a direction to respondent nos. 1 to 5 to take
immediate action for stopping nuisance by disallowing any
morchas, dharnas, agitations, gatherings on J. N. Tata Road, a
terminating point, and to ensure that no loudspeakers or
other sound amplifying system or powerful lights or music be
played or fire crackers be burst on the said J. N. Tata Road.

3. A Division Bench of this Court by an order dated 12th March, 2020 had taken note of submissions made by the learned Additional Government Pleader for the State that the State Government has already commenced the exercise under Section 33 of the Maharashtra Police Act, 1951 and that the regulations shall be framed within a period of eight weeks. Taking note of the aforesaid submissions, this Court on 18th February, 2025 had granted time to State.

4. In compliance of the order dated 18th February, 2025, an affidavit has been filed by the Deputy Commissioner of Police, Zone-I, Mumbai, stating that to regulate public meetings, agitations and processions, Rules under Section 33 read with Section 36 (1)(o) of the Maharashtra Police Act, 1951 have been framed. Along with the affidavit, copy of the aforesaid Rules has also been annexed. The learned Additional Government Pleader states that the aforesaid Rules shall be notified within a period of two weeks.

5. In view of the aforesaid submissions and in the facts and circumstances of the case, we deem it appropriate to direct the respondents-State to notify the Rules upto second week of April, 2025. Needless to state that once the Rules are notified, the same shall be implemented in letter and spirit. Liberty is also granted to the petitioners to challenge the aforesaid Rules in case the petitioners are so aggrieved.

6. With the aforesaid liberty, the writ petition is disposed of.

(M. S. KARNIK, J.)

(CHIEF JUSTICE)