

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
AD-HOC NO. WP-LD-VC-3 OF 2020
WRIT PETITION (L) NO. OF 2020

Deven Yogesh Kanani ... Petitioner

Versus

DGCA & Ors. ... Respondents

Mr.Abhilash Panickar a/w. Ms. Jyoti Panickar, Mr. Siddharth Kejriwal, Mr. Jigar Agarwal i/b. Entrust Legal Services LLP for the Petitioner.

Mr.Tushar Mehta, Solicitor General a/w. Mr. Anil C. Singh, Addl. Solicitor General, Mr. Aditya Thakkar i/b. Mr.Pravartak Pathak for Respondent No. 1.

Mr.Darius Khambata, Sr. Adv. a/w. Dr.Abhinav Chandrachud, Ms. Kavita Anchan, Mr. Arsh Misra i/b. M.V. Kini and Company for Respondent Nos. 2 and 3.

Mr.Janak Dwarkadas, Sr. Adv. i/b. Vyapak Desai, Mr. Sahjil Kanuga, Ms. Bhavana Sunder i/b. Nishit Desai Associates for the proposed Intervenor - Interglobe Aviation Limited - IndiGo.

Mr.Venkatesh R. Dhond, Sr. Adv. a/w. Mr.Atul Sharma, Mr.Abhishek Sharma, Mr.Sidhartha Srivastava, Ms. Sugyata Choudhary, Ms. Yasmeen Sabir i/b. Link Legal India Law Services for the proposed Intervenor - SpiceJet Limited.

Mr.K.P.Anil Kumar a/w. Ms. Priyanka Kumar for the proposed Intervenor - All India Cabin Crew Association (AICCA).

CORAM : S.J.KATHAWALLA, &
SURENDRA P. TAVADE, JJ.

DATE : 5TH JUNE, 2020

P.C. :

1. By our Order dated 4th June, 2020, the Expert Committee was requested to clarify whether by a mere touch of a person carrying COVID-19 virus, the virus can be transmitted to the person so touched.
2. Today, the minutes of the meeting held by the Expert Committee on 4th June, 2020 clarifying the issue, is tendered in Court. The same is taken on record.
3. The Learned Advocate appearing for the Petitioner has tendered fresh / additional documents, which are also taken on record.
4. Also heard the Learned Advocates appearing for the parties and the Learned Advocates appearing for the Intervenors.
5. Arguments with regard to the Interim Application stand concluded and the same is reserved for orders. However, in the meantime, the Flight Operators including Respondent Nos. 2 and 3 shall allow the passengers to occupy the middle seat strictly in compliance with the Circular dated 31st May, 2020 and the applicable SOPs / circulars / guidelines issued from time to time by the concerned authorities.
6. This order will be digitally signed by the Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

(SURENDRA P. TAVADE, J.)

(S.J.KATHAWALLA, J.)