

**PRO BONO INITIATIVES  
BY HARIANI & CO.  
OVER THE YEARS**

# PUBLIC INTEREST LITIGATION

## PIL TO CONTROL VEHICULAR POLLUTION IN MUMBAI, 2002

**Hariani & Co. represented Bombay Environmental Action Group in a Public Interest Litigation for control and reduction of emissions from public transport vehicles. As a result of the Petition, the Bombay High Court ordered the phasing out of old buses, taxis and three wheelers responsible for harmful emissions and conversion of the same to environmentally friendly CNG/LPG.**



# PUBLIC INTEREST LITIGATION

## PROTECTION OF PUBLIC SPACES

### PROTECTION OF JAWAHARLAL NEHRU GARDEN, 2016

Successfully filed and agitated a public interest litigation on behalf of citizen welfare groups- Nariman Point Churchgate Citizens Welfare Trust, Oval Cooperage Residents' Association, and Federation of Churchgate Residents in respect of encroachment on, and the construction of unauthorized structures on a public recreational ground.

### PROTECTION OF PRIYADARSHINI PARK, 2018

Represented the Malabar Hill Citizens' Forum in a Writ Petition challenging a Quit Notice issued in respect of Priyadarshini Park, a 20-acre public space in South Mumbai. Allowing the Petition, the Bombay High Court set aside the Quit Notice and ordered the BMC not to take over the Park without following the due process of law.

# PUBLIC INTEREST LITIGATION

## CHALLENGE TO THE COASTAL ROAD PROJECT, 2019



Represented NGOs - Conservation Action Trust and Bombay Environmental Action Group in a PIL before the Bombay High Court challenging the construction of the Coastal Road in Mumbai on various environmental and social grounds. Allowing the Petition, the Bombay High Court set aside the clearance granted for the project and ordered that appropriate permissions, including Environmental Clearance and permission under the Wildlife Act would be required before proceeding with the Project. The matter is now pending in appeal before the Supreme Court of India.



# PUBLIC INTEREST LITIGATION

## COMPENSATION FOR FAMILY OF VICTIM OF NAIR HOSPITAL INCIDENT, 2019

Representing the family of the victims of a tragic accident that took place in B.Y.L. Nair Hospital in a Petition before the Bombay High Court. The Petition seeks compensation for the family of the deceased victim and the framing of appropriate guidelines for the use and operation of MRI machines in hospitals. The Bombay High Court has awarded interim compensation to the family of the victim, pending the final hearing of the Petition.

### DEATH BY NEGLIGENCE

Laxmi Solanki (65), admitted in Nair Hospital's medical ICU (MICU) with suspected meningitis and pneumonia, was supposed to undergo an MRI scan on Saturday morning. **Rajesh Maru**, the brother of Solanki's daughter-in-law, was one of four relatives accompanying her

**7.30pm, Jan 27** MRI room, Nair Hospital, Mumbai Central

- 1** MICU ward boy Vithal Chavan takes Laxmi, along with her family, to the hospital's MRI section. Laxmi is on an MICU trolley that has dedicated space for oxygen cylinders
- 2** The family is told to remove all metallic objects, but Chavan allegedly asks them to take an oxygen tank inside the chamber on the grounds that the patient would need it. He allegedly tells them the MRI machine isn't on
- 3** Maru walks in with the oxygen tank and is immediately sucked, along with the cylinder, into the MRI machine
- 4** A technician switches off the machine, and Maru is pulled out. His index finger, which got stuck behind the cylinder, is severed in the process. The cylinder is found with its knob broken, and with the gas having escaped
- 5** Efforts to revive Maru in Nair Hospital's trauma ward fail

**Rajesh Maru**

#### POST-MORTEM REPORT

➤ A post-mortem performed on Sunday afternoon revealed that Maru died due to lung collapse due to excess inhalation of oxygen

➤ The family didn't want an autopsy done at Nair Hospital and demanded it be done at the nearby state-run JJ Hospital in Byculla

#### 2014 INCIDENT

In November 2014, a ward boy and technician at Tata Memorial Centre, Kharghar, suffered grievous injuries when the former walked into the MRI room holding an oxygen cylinder, activating the machine's magnetic field. Sunil Jadhav, 28, the ward boy, fractured his elbow. Swami Ramaiah, 35, the technician, suffered a punctured urinary bladder and severe internal bleeding

#### MRI MACHINE SAFETY

- Magnetic resonance imaging (MRI) is a medical imaging procedure that allows doctors to see images of the body's internal organs
- An MRI machine uses magnetic fields and radio waves to produce these images
- Any metallic object—be it a keychain or an oxygen cylinder—would be pulled in by an MRI machine's magnetic field. Any person on the path of such an object can be grievously injured

#### OXYGEN CAN KILL

Oxygen, which makes up around 20% of air, at higher concentrations can be dangerous. Breathing 100% oxygen at normal pressure could lead to accumulation of fluid in the lungs. Oxygen toxicity results from the harmful effects of breathing pure oxygen at increased pressures. Severe cases can result in cell damage and death

# REAL ESTATE AND COMMERCIAL CONTRACTS

## SHREE BARBHAYA ORPHANAGE AND HEALING TOUCH FOUNDATION

Provided legal assistance to these charitable trusts working for the welfare of underprivileged children, including assisting with setting up the Healing Touch Trust, formulating the scheme for the Trusts, providing drafting assistance, and appearing before government authorities on behalf of the Trusts.



**healingtouch**  
Children's Medical Aid Trust

# REAL ESTATE AND COMMERCIAL CONTRACTS

## BEING HUMAN FOUNDATION

Provided legal advice to this Mumbai-based charity working to provide education and healthcare to the underprivileged in India.

## INTERNATIONAL RIVERS

Provided legal assistance to this global organization working to protect international rivers and defending the rights of communities that depend on them.

## DREAM GIRL FOUNDATION (THROUGH TRUST LAW FOUNDATION\*)

Drafted sponsorship and service agreements for this New Delhi-based non-profit organization working to provide basic education and healthcare facilities to girls in India.

*\*Hariani & Co. is associated with Thomson Reuters Foundation- Trust Law, a global pro- bono legal programme which offers a platform for lawyers and pro bono managers to connect with non-profit organisations and social entrepreneurs seeking free legal help*

# INTELLECTUAL PROPERTY

## THE MOTIVATION CHARITABLE TRUST- RIGHTS OF THE DISABLED (THROUGH TRUST LAW FOUNDATION)

Rendered legal advice on the protection of the Motivational Charitable Trust's intellectual property rights over its designs, drawings and know-how with respect to wheelchairs.

## RED DOT FOUNDATION- WOMEN'S RIGHTS (THROUGH TRUST LAW FOUNDATION)

Undertook trademark work for the Red Dot Foundation working to end sexual violence against women and girls.

**Red Dot**<sup>TM</sup>  
Foundation



# OTHER LEGAL ASSISTANCE

**Hariani & Co. has provided other forms of legal advice and assistance to:**

## **BOMBAY PANJRAPOLE**

A charitable Trust dedicated to the welfare and protection of cows and other stray animals like donkeys, hens, birds, dogs, goats, parrots and ducks.

## **GHASWALA VISION FOUNDATION (THROUGH TRUST LAW FOUNDATION)**

A charitable Trust dedicated to providing medical facilities for restoring vision in patients belonging to under privileged sections of society.

# OUR PRO BONO LEGAL SERVICES INCLUDE:

- **PUBLIC INTEREST LITIGATION AND REPRESENTING CLIENTS BEFORE VARIOUS FORUMS.**
- **DRAFTING AND PREPARATION OF DEEDS, AGREEMENTS, LEGAL NOTICES AND OTHER LEGAL DOCUMENTATION.**
- **ASSISTING IN THE FORMATION AND REGISTRATION OF TRUSTS (INCLUDING REPRESENTING THE TRUST BEFORE THE CHARITY COMMISSIONER)**
- **INTELLECTUAL PROPERTY RIGHTS.**
- **PROVIDING LEGAL ADVICE AND OPINIONS ON VARIOUS ISSUES.**

# IN NEED OF PRO BONO LEGAL SERVICES?

## CONTACT US:

*(i) Madhavi Hariani*

*(ii) Trupti Daphtary*

*(iii) Suchita Uppal*

Email: [probono@hariani.co.in](mailto:probono@hariani.co.in)

Phone Number: 2278 0600 / 9930921705