

Wahid Ali Shiekh and Ors.	}	Petitioners
versus		
Deputy Collector (ENC &	}	
EVC), Bandra and Ors.	}	Respondents

Ms. Uma Palsuledesai - AGP for
Respondent Nos. 1 and 2.

DATED :- NOVEMBER 30, 2015

The nine Petitioners before us had moved this matter
urgently on 27th November, 2015.

Page 1 of 2

3) Petitioner Nos. 1 to 7 made statement on oath that they have preferred an Appeal before the Additional Collector (Encroachment), Bandra, Mumbai. That Appeal is pending.

4) On instructions, Ms. Palsuledesai appearing for Respondent Nos. 1 and 2 submits that this Appeal would be heard and disposed of within a period of four weeks from today. An advance notice of date, time and venue of the hearing would be communicated to the Appellants in that Appeal.

5) We keep all contentions of the parties open. We clarify that the protection granted by this Court is restricted to Petitioner Nos. 1 to 7/original Appellants in the Appeal. Petitioner Nos. 8 and 9 presently have not received any notice of demolition from Respondent No. 3. As and when such notice is issued, they are free to adopt appropriate proceedings. We also clarify that this order is without prejudice to the rights and contentions of the Respondents, particularly Respondent No. 3 in relation to any ongoing public project. The implementation thereof shall continue and unaffected by this order.

6) With the aforesaid directions, the Writ Petition is disposed of.

(B.P.COLABAWALLA, J.)

(S.C.DHARMADHIKARI, J.)