

Urmila Ingale

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO. 1446 OF 2016

Shaikh Abdul Kadar Khaja Shaheb and ors. .. Petitioners

Vs.

The Municipal Corporation of Greater
Bombay and ors. .. Respondents

Mr.Omprakash Pandey, for the Petitioners.

Ms.Vandana Mahadik, for Respondents No. 1 to 4 - BMC.

Mr.Chetan Kapadia a/w Mr.Vishal Thaker, for Respondent No.5.

Mr.Pravin Samdhani, Senior Counsel a/w Mr.Tushar Goradia, for
Respondents No. 6 to 9.

**CORAM : NARESH H. PATIL AND
M.S.KARNIK, JJ.**

16th NOVEMBER, 2016

P.C. :

. Heard.

2. The petitioners's grievance is that they are the rightful owners and possessors of the subject plot. The respondents are trying to interfere in possession. They obtained certain permissions from the Corporation. The petitioners have serious apprehension that the respondents would demolish the structure which is owned and possessed by the petitioners. The

petitioners place reliance on revenue entries and property card entries to establish their title and possession.

3. Perused the record. Considered the submissions advanced. In exercise of our writ jurisdiction and in facts, we are not inclined to entertain the petition. However, petitioners are at liberty to resort to appropriate alternate remedy in respect of the subject issue. All issues are kept open. It is clarified that we have not expressed any opinion on merits.

4. Writ Petition is disposed of.

(M.S.KARNIK, J.)

(NARESH H. PATIL, J.)