

Urmila Ingale

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO. 1683 OF 2016
WITH
CHAMBER SUMMONS (L) NO. 407 OF 2016

Apurva Natvar Parikh & Co. Private
Limited and anr.

.. Petitioners

Vs.

The Municipal Corporation of
Greater Mumbai and ors.

.. Respondents

Mr.Pravin Samdani, Senior Advocate a/w Mr.Nakul Jain i/b
Maniar Srivastava Associates, for the Petitioners/Applicants.
Mr.A.Y.Sakhare, Senior Advocate i/b Ms.Vandana Mahadik, for
Respondents - MCGM.

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

09th JANUARY, 2017

P.C. :

. The learned Senior Counsel appearing for the
petitioners submits that during the pendency of the Petition, the
Corporation amended the DCR Rules in May 2016. On
instructions, learned Counsel submits that the petitioners have
applied for development permission in terms of amended DCR

by application dated 07/10/2016. The learned Senior Counsel submits that the Corporation may pass appropriate order within a prescribed period of 60 days on the application filed by the petitioners in accordance with the amended DCR Rules for seeking development permission.

2. The learned Senior Counsel appearing for the Corporation submits in case the petitioners had submitted an application as stated above with the Corporation, the same will be dealt with and processed in accordance with law within a prescribed time as per Maharashtra Regional and Town Planning Act, 1966 ('MRTP Act').

3. In view of the submissions and statements made above, we direct the Corporation to deal with the application filed by the petitioners as stated above on its own merits and pass appropriate order on the same within a prescribed time as per the provisions of MRTP Act.

4. All contentions raised by both the sides are kept open.

5. With the aforesaid observations and directions, Writ Petition and Chamber Summons are disposed of.

(M.S.KARNIK, J.)

(NARESH H. PATIL, J.)