

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (L) NO.2893 OF 2017

Worli Siddhivinayak SRA Co-Operative
Housing Society Ltd. and Others ...Petitioners

vs.

The Deputy Collector (Encroachment),
Competent Authority, Colaba Division & Ors. ...Respondents

Mr. S.A. Sawant a/w. Mr. S.M. Suryanwanshi, for the Petitioners.
Mr. J.G. Reddy, for Respondent Nos. 2 to 4.
Mr. Amar Mishra, AGP for the Respondent No. 1-State.

**CORAM : SHANTANU KEMKAR &
G.S. KULKARNI, JJ.**

DATE : NOVEMBER 28, 2017

P.C.:

. The learned counsel for the parties submits that this
Petition may be disposed of by directing the Respondent No. 4 –
Secretary, S.R.A to decide the Petitioner's representation dated 9th
November, 2016. It is not in dispute that earlier Secretary who had
heard the matter or the representation could not pass any order
and in the meantime he stood retired.

2. In the circumstances, as agreed by the learned counsel
for the parties, we dispose of this Petition by directing the
Respondent No. 4 – Secretary, S.R.A. to take appropriate decision
on the Petitioners' representation dated 9th November, 2016 after

giving due opportunity of hearing to the Petitioners and all concerned. While deciding the Petitioners' representation, the said authority is take into consider the directions of this Court in Writ Petition No. 3035 of 2015 dated 16th March, 2016.

3. Parties to appear before the Secretary, S.R.A. on 20th December, 2017 at 11.00 am.

4. The Respondent No. 4- Secretary, S.R.A to decide the aforesaid application as expeditiously as possible but in any case not later than three months from the date of appearance of the parties before him.

5. All contentions are kept open.

6. The Petitions is disposed of as such.

(G.S. KULKARNI, J.)

(SHANTANU KEMKAR, J.)