

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.11498 OF 2016

Municipal Corporation of Greater Mumbai ... Petitioner

Vs.

The Tahshildar, Bhiwandi and ors. ... Respondents

Mr.N.Walawalkar, Sr. Advocate with Mr. Pradeep Patil i/by Mr. O.H.Deshpande for the Petitioner-MCGM.

Mr.S.H.Kankal, A.G.P. for the State – Respondent No.1.

Ms.Martina Sapkal i/by M/s Arun Sapkal & Co. for Respondent Nos. 2 and 3.

CORAM : R.D.DHANUKA, J.

DATE : APRIL 23, 2018.

P.C. :

1. Heard Mr.N.Walawalkar learned counsel for the Petitioner. Perused the affidavit-in-reply filed by the Respondent Nos. 2 and 3. The Respondent Nos. 2 and 3 have opposed this Petition on several grounds including the ground that an alternate remedy exist against the impugned order which is subject matter of this Petition. I am thus not inclined to interfere with the impugned order in this Petition on the ground of alternate remedy available to the Petitioner. Petitioner is directed to avail of the

alternate remedy.

2. The Petition is disposed of in the aforesaid terms.
3. It is made clear that this court has not expressed any views on the merit of the matter.

(R.D.DHANUKA, J.)

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