

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 2990 OF 2018

Balu Motisingh Chavan

... Petitioners

vs.

Mumbai Metro Rail Corporation Ltd.

... Respondents

WITH

WRIT PETITION NO. 2993 OF 2018

WRIT PETITION NO. 2997 OF 2018

WRIT PETITION NO. 2998 OF 2018

WRIT PETITION NO. 3008 OF 2018

Mr. S. K. Dubey for the Petitioners.

Mr. Shrikant Rath i/b. Mr. Rakesh Sawant for the Respondent.

CORAM : A.K. MENON, J.

DATE : 23rd OCTOBER, 2018

P. C.

1. The challenge in these petitions is to impugned order dated 26th February, 2018 rejecting the interim application made by occupants evicted by Mumbai Urban Transport Project. It is case of the petitioners that they are affected persons and are entitled to alternate accommodation.

2. Admittedly suits have been filed and are pending at the City Civil Court at Dindoshi. There is no occasion to entertain writ petition during pendency of the suit and as recorded in the order dated 7th September, 2018, the ad-interim

application made in the suits have been declined. Thereafter in this petition as well ad-interim relief has been refused. Accordingly, I pass the following order :

- (i) If applications for alternate accommodation made by the petitioners or any of them are pending before the respondent the same will be considered and reasoned orders will be passed within four weeks from today.
- (ii) Nothing survives in these petitions and according all writ petitions are disposed.
- (iii) No order as to costs.

(A.K. MENON, J.)