

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION (ST) NO. 3807 OF 2019

Shri. Jalindar yadav Balwadkar	}	Petitioner
versus		
Nahar Homes LLP and Ors.	}	Respondents

Mr. Shantaram Tarale for the petitioner.

CORAM :- S. C. DHARMADHIKARI &
G. S. PATEL, JJ.

DATED :- JUNE 3, 2019

P.C. :-

1. Heard.
2. The writ petition is entirely misconceived. Considering the prayers therein and if the petitioner is really aggrieved by the construction of mechanical parking lot right next to his property, he can always approach the competent civil court. That court will give him appropriate relief and particularly protect him from any nuisance which affects the free flow of air and light to the property of the petitioner.
3. We do not think that in writ jurisdiction we can resolve such matters or direct the municipal authorities to resolve such grievance of the petitioner. The petitioner knows that he must approach the competent civil court.

4. The writ petition is entirely misconceived and it is dismissed. There would be no order as to costs.

(G.S.PATEL, J.)

(S.C.DHARMADHIKARI, J.)