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

WRIT PETITION NO. 6511 OF 2019

Nagnath Mahadev Mandal through
Secretary

.....Petitioner

V/s.

The Grievance Redressal Committee
and others

.....Respondents

Mr. Sagar P. Batavia for the Petitioner

Smt. G. U. Shinde AGP for the State

Ms. Disha Shetty i/b Ms. Wadia Ghandy & Co. for respondent no. 4

CORAM : NITIN W. SAMBRE, J.

DATE : JUNE 7 2019.

P.C.

Heard the learned counsel for the petitioner. According to him, the measurement carried out by the Competent Authority is not as per the actual structure existing on the plot. The next limb of submission is, the property in question is affected by Amalgamation order and it was for the respondent to consider the case of the petitioner on the line of structure being affected by the order of Amalgamation.

2 Once the petitioner has raised an issue of Amalgamation, the burden is on him to demonstrate that the property in question is affected by such amalgamation. Both the authorities have concurrently held against the petitioner as he has failed to demonstrate the said issue.

3 Apart from above, whether the actual measurement taken on the spot matches with that of existing structure cannot be ensued which can be gone into in the supervisory jurisdiction of this Court.

4 Petition fails, dismissed.

[NITIN W. SAMBRE, J.]