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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY****CIVIL APPELLATE JURISDICTION****PUBLIC INTEREST LITIGATION NO. 20 OF 2015**

Pravinkumar Vijay Upadhyay

.....Petitioner

V/s.

The State of Maharashtra and others

.....Respondents

**WITH****CIVIL APPLICATION NO. 29 OF 2016****IN****PUBLIC INTEREST LITIGATION NO. 20 OF 2015**

Sandeep Thakur

.....Applicant/Intervener

**IN THE MATTER BETWEEN**

Pravinkumar Vijay Upadhyay

.....Petitioner

V/s.

The State of Maharashtra and others

.....Respondents

None for the petitioner

Nisha Mehra AGP for respondent No. 1

Mr. S. V. Marne for respondent No. 2

Mr. B. B. Sharma for respondent No. 3

Mr. Sandeep Thakur intervener in person

**CORAM : PRADEEP NANDRAJOG, CJ. &  
N. M. JAMDAR, J.**

**DATE : APRIL 22, 2019.**

**P.C.**

The petition concerns plot Nos. 153, 154, 1555, 158, 159 & 160, Sector 26/27 at C.B.D. Belapur. The plots are admittedly owned by CIDCO. The Navi Mumbai Municipal Corporation intended to use the plots as public garden. The petition was filed apprehending that on account of Mayor's bungalow being adjacent to the lands in question, perhaps the Mayor would use the land as a private garden.

2 Interim orders passed in the petition would show that Municipal Corporation would pay to CIDCO, the value agreed upon for the place so that title thereof vests in the Municipal Corporation and that the Corporation shall develop the land as a public park.

3 Learned counsel for the CIDCO and the Municipal Corporation pray to the Court that the petition be disposed of directing that the

subject land on being vested with the Municipal Corporation shall be developed as a public park and would be open for public use as per Law and that no part of the land would be permitted to be used as private garden for the benefit of the occupants of the Mayor's bungalow.

4      Ordered accordingly. Petition is disposed of.

5      In view of disposal of PIL, nothing survives in Civil Application No. 29 of 2016. Same stands disposed of accordingly.

**N. M. JAMDAR, J.**

**CHIEF JUSTICE**