

Paradise Associates	...	Petitioner
versus		
The State of Maharashtra and Ors.	...	Respondents

**CORAM: AKIL KURESHI &
S.J. KATHAWALLA, JJ.**

P.C.:

- $1/2$

June, 2019 passed by the Chief Officer, MHADA. As far as the prayer for refund is concerned, the Respondents have filed their Affidavit stating that the question of refunding any amount does not arise since the transit accommodation was kept reserved for the use of the Petitioner. Since the issue of refund involves disputed facts, the same cannot be decided in the present Petition. The Petitioner shall be at liberty to take out appropriate proceedings if so advised. In the event of the Petitioner filing any application before MHADA or any application being made within two weeks from today for issuance of NOC to occupation certificate, the same shall be decided and disposed off by the MHADA within six weeks from the date of this order. The Writ Petition is accordingly disposed of.

(S.J.KATHAWALLA, J.)

(AKIL KURESHI, J.)