

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

WRIT PETITION NO.508 OF 2018

Ajit Developers Pvt. Ltd. And Anr. ... Petitioners
versus
Maharashtra Housing and Development
Authority ... Respondents

Mr. G.S.Hegde i/by Ms. Pinky Bhansali, for Petitioner.
Mr. P.G.Lad, for MHADA.

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

DATE: 22nd AUGUST, 2019

P.C.:

1. The grievance of the Petitioners is that the repair work of the building which the Petitioners owned, was carried out by MHADA without service of notice to them. Through the Affidavit in Reply and through an Advocate, MHADA has taken a stand that such repair work is over, that as of now, no part of the recovery of the costs of repair would be made from the Petitioners. In that view of the matter, the cause has become infructuous. However, it is clarified that if the petitioners apply for redevelopment in future and at that point of time or at any other stage, if MHADA raises recovery of the amount spent towards the said repair work, it would be open for the Petitioners to take legal option for which all contentions of

both the sides are kept open.

2. The Writ Petition is accordingly disposed of.

(S.J.KATHAWALLA, J.)

(AKIL KURESHI, J.)