

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INTERIM APPLICATION NO.1 OF 2019
IN
WRIT PETITION NO.2009 OF 2015**

Mohammed Aasif Mohammed Hussain Meghani ... Applicant/Petitioner
versus
Municipal Corporation of Greater Mumbai ... Respondent

**WITH
INTERIM APPLICATION NO.1 OF 2019
IN
WRIT PETITION NO.954 OF 2016**

Razia Salim Merchant ... Applicant/Petitioner
versus
Municipal Corporation of Greater Mumbai ... Respondent

Mr. Y.E.Mooman i/by Manisha Gawde, for Applicants.
Mrs. Vandana Mahadik, for MCGM.
Mr. Sajjad H. Patel, for Respondent No.2.
Representative of Respondent No.2 is present in Court.

**CORAM: S.J. KATHAWALLA &
B.P.COLABAWALLA, JJ.**

DATE: 29th JANUARY, 2020

P.C.:

1. By the above Interim Applications, the Applicants seek the following relief :

“(a) that the Respondent No.2 be directed and ordered to pay compensation in lieu of temporary transit accommodation for the period of 12 months commencing from October 2019 to November, 2020 at the rate of Rs.32,000/- per month forthwith and continue to pay the such amount on yearly basis till the peaceful and vacant

possession of rehab premises is handed over in its true and complete sense;”

2. Admittedly, there are 150 original tenants, out of which 148 tenants are already paid/handed over post dated cheques for a period of 12 months commencing from September, 2019 to September, 2020. The grievance of the Applicants is that they are not handed over post dated cheques for a period of 12 months, but are given cheques for two months at a time.

3. Respondent No.2 who is present in Court agrees to treat the Applicants equally along with the other 148 members and undertakes to handover on or before 31st January, 2020 fresh cheques for the period October 2019 to September, 2020. Respondent No.2 states that upon presentment of the said cheques for encashment, the same shall be honoured. Respondent No.2 further states that he shall in future treat the Applicants equally in all regards with the other 148 members/tenants. The statements are accepted.

4. The above Interim Applications are accordingly disposed of.

(B.P.COLABAWALLA, J.)

(S.J.KATHAWALLA, J.)