

Anand

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

CIVIL APPLICATION NO. 1333 OF 2019

IN

WRIT PETITION NO. 1641 OF 2017

Olga Sylvan Gonsalves .Applicant

IN THE MATTER BETWEEN

Shokat Yakub Kapoor & ors. .Petitioners

Vs.

The Commissioner, Mira – Bhayandar Municipal Corporation .Respondents

Mr. S. A. Sawant i/b. Mr. Abhishek P. Deshmukh, Advocate, for the Applicant **in C. A. No. 1333 of 2019**

Mr. Atul S. Singh, Advocate, for the Respondent No. 1 / Original Petitioner

Mr. Mayuresh Lagu, Advocate, for the Respondent **in W. P. No.1641 of 2017**

CORAM : REVATI MOHITE DERE, J.

DATE : 21.01.2020

P. C.

. The Applicant has filed the aforesaid Application seeking her intervention in the aforesaid Writ Petition. It is not in dispute that the Applicant has filed the aforesaid Application directly in this Court stating that the Applicant is a necessary and proper party, being the owner of the suit premises on which illegal construction is being done.

2. Considering the fact that the Applicant has filed the

aforesaid Application directly in this Court, it would be appropriate to direct the Applicant to file an appropriate Application seeking her intervention in the main suit filed by the Respondent No. 1 in the trial Court. If such an Application for intervention is filed within one week from today, the learned Judge to decide the same as expeditiously as possible and in any event within two weeks thereafter after hearing the parties. All the parties agree to co-operate in the disposal of the said Application, if filed. Accordingly, the Application is disposed of in the aforesaid terms. All contentions of all parties are kept open.

All concerned to act on the authenticated copy of this order.

(REVATI MOHITE DERE, J.)