

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****WRIT PETITION NO.35 OF 2020**

Smt. Kamalabai Keru Bagad ... Petitioner

Versus

Thane Municipal Corporation and Ors. ... Respondents

Mr.Ashok Mishra for the Petitioner.

Mr.Mandar Limaye for Respondent Nos. 1 to 3, 5.

CORAM : S.J.KATHAWALLA, &

R.I. CHAGLA, JJ.

DATE : 12TH MARCH, 2020

P.C. :

1. By the above Writ Petition, the Petitioner seeks the following reliefs :

“(a) This Court be pleased to pass / issue appropriate Writ, order and / or direction thereby directing the Respondents to forthwith take further steps to decide / pass the order on the notice issued under Section 260 of Maharashtra Municipalities Act and this Court be further pleased to direct the Respondents to pull down / demolish / remove the illegal and unauthorized construction as found and reported by Respondent No. 4 to Respondent No. 5 as per letter dated 20th December, 2018 being Exhibit-A to the Petition.

(b) This Court be pleased to direct Respondent No. 2 to take appropriate action against the concerned Respondent / officers of the Respondent for deliberate inaction in the matter and liable

and responsible for dereliction of statutory obligation / duties for taking action against the illegal and unauthorized constructions and thereby protecting / guarding and encouraging the illegality.”

2. The learned Advocate appearing for the Corporation on instructions states that the Corporation will take action in accordance with law within a period of three months from today. The statement is accepted.

3. The Writ Petition is accordingly disposed off.

(R.I. CHAGLA, J.)

(S.J.KATHAWALLA, J.)