

Alliance Infracorp Developers	...	Petitioner
versus		
Municipal Corporation of Greater Mumbai and Ors.	...	Respondents

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

P.C.:

1. Perused the order dated 8th January, 2020. The learned Advocate appearing for MHADA states that it is MHADA who will decide the eligibility of Respondent No.4. In view thereof, the following order is passed :

(i) An Application shall be filed by Respondent No.4 before MHADA to determine their eligibility within a period of two weeks from today.

(ii) Upon receipt of such application, MHADA shall decide the eligibility of Respondent No.4 within a period of four weeks thereafter, without being influenced by the earlier orders passed by MHADA or any other authority.

(iii) The Appeal filed before the High Power Committee by the Petitioner

will be withdrawn as infructuous.

(iv) MHADA shall thereafter, proceed to take steps/action in accordance with law.

(v) The Petitioner shall be at liberty to take out proceedings under Section 95A of the MHADA Act, 1976 before the Executive Engineer, G/South Ward of the Corporation for eviction of Respondent No.4

(vi) All contentions of the parties are kept open.

(vii) The Writ Petition is accordingly disposed of.

(B.P.COLABAWALLA, J.)

(S.J.KATHAWALLA, J.)