

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

**WRIT PETITION NO. 12012 OF 2015
WITH
CIVIL APPLICATION NO. 2399 OF 2016
IN
WRIT PETITION NO. 12012 OF 2015**

Mohammed Mairaj Fateh Mohammed ShaikhPetitioner
V/S

Thane Municipal Corporation Through Its
Commissioner & Ors. ...Respondents

Adv. Gauri Godse for Petitioner.

Mr. Ajit Ram Pitale a/w. Mr. Ameya Abhay Pitale for the Respondent
No. 1.

Mr. Amol Mhatre a/w. Mr. Sameer Mhatre for the Respondent No. 2.

**CORAM : A. A. SAYED &
S. G. DIGE, JJ**

DATED : 5th OCTOBER, 2021

P.C.:

The Petition is filed seeking the following relief:.

(a) This Hon'ble Court be pleased to issue a Writ of Certiorari under Article 226 of the Constitution of India or any other writ and/or directions in the nature of writ of mandamus and thereby direct the Respondent No. 1, Thane Municipal Corporation to take action against the illegal construction at CST No. 293 & 294, Chendani, Chendani Koliwada, Near Police Chowki No. 3, Thane West, Thane - 400601, carried by the Respondent No. 2

2. During the pendency of the Petition, the Respondent No. 2-

Developer has been issued Occupation Certificate dated 28th March, 2018.

3. In the circumstances, nothing survives for consideration in the Petition. The Petition to stand disposed of. The remedies of the Petitioner are kept open.

4. In view of the disposal of the Writ Petition, the Civil Application does not survive and to stand disposed of.

(S. G. DIGE, J.)

(A. A. SAYED, J.)