

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.3095 OF 2017

**SANJAY KANNAIYALAL RAMSINGHANI)
AND OTHERS)...PETITIONERS**

V/s.

THE DESIGNATED OFFICER III & OTHERS)...RESPONDENTS

Mr.V.M.Vaghela, Advocate for the Petitioners.

Mr.Arshil Shah, Advocate for Respondent Nos.3 and 4.

Ms.Vandana Mahadik, Advocate for the Respondent-BMC.

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

DATED : 25th AUGUST, 2021

P.C.:

1 In view of the conflicting Structural Audit Reports on the
status of building in question, submitted by the Petitioners-
tenants/occupants on one hand and the Respondent-landlords on
the other hand, the matter is referred to the concerned Technical

Advisory Committee. The Technical Advisory Committee shall after hearing the concerned structural consultants, take a decision in accordance with the guidelines of the Respondent-Corporation. The Technical Advisory Committee shall take a decision at the earliest and not later than four weeks from today, whereupon the Respondent-Corporation shall forthwith take all necessary steps in accordance with the said guidelines of the Respondent-Corporation. Until the decision of the Technical Advisory Committee, the ad-interim relief which has been operating from 7th April 2017 shall continue to operate.

2 We make it clear that the Petitioners/occupants of the building shall occupy the said building at their own risk and they alone shall be responsible in the event of any mishap.

3 The Writ Petition is disposed of in the aforesaid terms.

(S. G. DIGE, J.)

(A. A. SAYED, J.)

ARTI VILAS
KHATATE AVK

2/2