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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.3618 OF 2019

Sameer Fazle Kadar Khan & Ors. Petitioners

Vs.

State of Maharashtra & Ors. Respondents

Mr. Shailendra Kanetkar i/b. Mr.Nikil Dongre a/w. Mr.Salim
M. Sayed and Mr.Mohd. Adil Kapadia for the Petitioners
Ms. Oorja Dhond i/b. Mr. S. K. Sonawane for the Municipal
Corporation
Mr. Hemant Haryan, AGP for the State

**CORAM: A.A.SAYED &
ABHAY AHUJA, JJ.**

DATED : DECEMBER 15, 2021

P.C.

1 Despite the order dated 14th October 2021, the
Respondent Corporation has not filed Affidavit-in-Reply.

2 Learned Counsel for the Respondent Corporation
states that an attempt was made to demolish the subject
structures pursuant to the order dated 25th December 2017
passed by the Assistant Engineer, K/Ward of the
Respondent Corporation. However, there was resistance
and therefore, the structures could not be demolished.
Learned Counsel for the Respondent Corporation states, on
instructions of Mr. A. G. Adate, Assistant Engineer (B & F)
Ward K/West, that the Respondent Corporation shall now

apply for police protection and shall demolish the offending subject structures in accordance with law.

3 Accepting the statement made by the learned Counsel for the Respondent Corporation we dispose of the Petition.

4 List the Petition on 24th January 2022 for Directions for reporting compliance.

(ABHAY AHUJA, J.)

(A.A.SAYED, J.)