

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

WRIT PETITION NO.3593 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
Mr. Sukanta Karmakar, AGP for the State
Ms. Oorja Dhond i/b. Mr. S. K. Sonawane for the Municipal
Corporation

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

DATED : DECEMBER 15, 2021

P.C.

We note that on 14th January 2019, Respondent No.3
was present before the Court.

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

3 Learned Counsel for the Respondent Corporation
states that an attempt was made to demolish the subject
structures pursuant to the orders dated 22nd December
2017 and 27th December 2017 passed by the Assistant
Engineer (B & F), Ward K/West 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.

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

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

(ABHAY AHUJA, J.)

(A.A.SAYED, J.)