

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO.419 OF 2022
WITH
INTERIM APPLICATION NO.2757 of 2022
IN
APPEAL FROM ORDER NO. 419 OF 2022

Ariane Orgachem Pvt.Ltd and anr .. Appellants

Versus

The Municipal Corporation of .. Respondent
Gr.Mumbai

...

Mr. Mayur Khandeparkar i/b Vidhi Partners for the appellant.
Mr.Om Suryavanshi for respondent MCGM.
Mr.Sandeep Kolhe Assistant Engineer and Shri Suyas Balip, Sub-Engineer present in Court.

CORAM: BHARATI DANGRE, J.
DATED : 27th APRIL, 2022

P.C:-

1 In furtherance of the earlier order, the learned counsel for the Corporation, on instructions, make a statement that a proposal of the appellant for regularization in terms of clauses (a) and (b) of the DCPR, 2034, is under consideration. Upon approval of the said proposal, the Corporation will decide whether a permission needs to be granted for retention of the said

structure u/s.44 of the Maharashtra Regional and Town Planning Act, 1966.

The statement as above, is recorded and noted.

2 Till the decision is taken on the said proposal, the impugned notice u/s.155 of the MRTP Act shall not be given effect to.

Upon decision being taken on the proposal and further, u/s.44 of the MRTP Act, the appellant shall be communicated about the said decision and the authorities shall not take any action adverse to the interest of the appellant, in case if the proposal is decided against them for two weeks from the date of communication of the order.

Appeal from Order stands disposed off.

In view of the disposal of AO, Interim Application do not survive and is disposed off.

(SMT. BHARATI DANGRE, J.)