

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.6824 OF 2022

Appa Krishna Sandbhor

...

...Petitioner

v/s.

State of Maharashtra & Ors.

...Respondents

...

Mr.Ajinkya M.Udane for the Petitioner.

Mr.Deepak More a/w Mr.Shvram A.Gawade for the Respondent-Corporation.

Mr.A.A.Alaspurkar, AGP for the State.

...

CORAM : A.A. SAYED &

ABHAY AHUJA, JJ.

DATED : 10 JUNE 2022

P.C.:

The subject matter of the Writ Petition is Sharvi Restaurant, Survey No.83/1/1, Mumbai-Pune Highway, Kiwle, Pune.

2. It is the case of the Petitioner that though notices under MRTP or Maharashtra Municipal Corporation Act have been issued to adjoining structures, no notice has been issued to the Petitioner. The apprehension of the Petitioner is that his structure may be demolished. Learned Counsel for the Petitioner states that the Petitioner will be filing Regularisation Application within three weeks.

3. In respect of adjoining structures, where notices have been issued, we have passed orders allowing the Petitioners to file Regularisation Applications. In the facts and circumstances of the case and in the interest of justice, we dispose of the Petition by passing the following order:

ORDER

(i) We record the statement of the learned Counsel for the Petitioner that the Regularization Application shall be filed online by the Petitioner within three weeks from today;

(ii) If such Regularization Application is filed, the same shall be disposed of by the Respondent-Corporation expeditiously and the decision on the same shall be communicated to the Petitioner.

(iii) Until the Regularization Application is decided and for a period of two weeks from the date of communication of the decision to the Petitioner on the Regularization Application, no coercive steps shall be taken against the structure of the Petitioner.

4. The Petition is disposed of in the above terms.

(ABHAY AHUJA,J.)

(A.A.SAYED, J.)