

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8289 OF 2015

Smt. Hemlata Sadashiv Thombre

... Petitioner

Versus

The Additional Collector (Encroachment Removal)
and Others

... Respondents.

None for the petitioner.

Mr. Vikas V. Warekar i/b Warekar & Warekar for Respondent no.3.

Mr. C. D. Mali, AGP for the Respondent-State.

CORAM : SHARMILA U. DESHMUKH, J.

DATE : 30th November, 2022

P.C.:

1. Learned counsel for Respondent No.3–developer submits that the Petitioner’s structure, in respect of which the notice under sections 33 and 38 of the Maharashtra Slum Areas (Improvement, Clearance & Redevelopment) Act, 1971 was issued, has already been demolished. He further submits that the suit in respect of the same structure was filed before the City Civil Court, Mumbai at Dindoshi and no interim relief was granted in the said suit.

2. Since the subject matter of this petition is only the notice issued under sections 33 and 38 of the Slum Act, calling upon the

Petitioner to vacate the structure in question and the order having been already executed, nothing survives in the petition. The writ petition is accordingly dismissed.

(SHARMILA U. DESHMUKH, J.)