

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.2674 OF 2020

**PRIYA
RAJESH
SOPARKAR**

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PRIYA RAJESH
SOPARKAR

Date: 2022.04.05
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Meera Manoj Angre

... Petitioner

V/s.

The State of Maharashtra and ors.

... Respondents

Mr.Prashant Patil, Advocate for the Petitioner.

Ms.Kavita N. Solunke, AGP for Respondent No.1-State.

Mr.Rohit Sakhadeo, Advocate for Respondent Nos.2 to 4. -CIDCO

**CORAM : S. V. GANGAPURWALA AND
VINAY JOSHI, JJ.
DATE : 1st APRIL, 2022.**

P.C.:-

1. Heard the learned counsel for the Petitioner.
2. The Petitioner seeks direction against the Respondents to develop Plot No.20, Sector No.41 of Dronagiri Node, Uran, District Raigad ad-measuring 899.97 sq. meters..
3. Perusal of the additional affidavit filed by CIDCO transpires that the Petitioner has mortgaged the Plot No.20 i.e. the writ plot. The affidavit further proceeds that unless the mortgage is cancelled the process of cancelling the existing plot and the process of the alternate plot cannot be initiated. The learned counsel for the Petitioner submits that Petitioner has initiated process for cancellation

of mortgage over the said plot and it may take about four to six weeks to conclude the process.

4. The affidavit of CIDCO proceeds further and states that after cancellation of mortgage, process for cancelling the original plot and thereafter initiating the process for alternate plot can be undertaken.

5. After the mortgage over Plot No.20 (writ plot) is cancelled, the Petitioner may make an application to the CIDCO for allotment of the alternate plot. The CIDCO shall consider the said application of the Petitioner for allotment of alternate plot expeditiously.

6. The Writ Petition is disposed of. No costs.

(VINAY JOSHI, J.)

(S.V.GANGAPURWALA, J.)

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