

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.2243 OF 2023

Pratibha w/o Subhash Mehta,
aged about 69 years, occupation :
retired Government employee,
r/o Gala No.M-39, MHADA
Colony, 50-MIG, Vigyan Nagar,
Manewada, Nagpur-34.

... Petitioner

- Versus -

- 1) Maharashtra Housing and Area
Development Authority, through
its Vice President and Chief
Executive Officer, Gruha Nirman
Bhawan, Bandra, Mumbai-51.
- 2) The Nagpur Housing and Area
Development Authority, through
its Chief Executive Officer,
Civil Lines, Nagpur.
- 3) The Estate Manager,
The Nagpur Housing and Area
Development Authority,
Civil Lines, Nagpur.
- 4) The Controlling Officer (Conveyance),
The Nagpur Housing and Area
Development Authority,
Civil Lines, Nagpur.

... Respondents

Shri S.V. Sohoni, Advocate for petitioner.

Shri H.V. Verma, Advocate for respondent nos.1 to 3.

CORAM : A.S. CHANDURKAR AND
M.W. CHANDWANI, JJ.

DATED : APRIL 6, 2023

ORAL JUDGMENT (PER A.S. CHANDURKAR, J.) :

Rule. Rule is made returnable forthwith. Shri Verma, learned Counsel waives notice for the respondent nos.1 to 3. Service of notice on respondent no.4 is dispensed with.

2) The learned Counsel for the parties submit that the issue raised in this writ petition has been considered in Writ Petition No.5327/2018 (Chandrakant s/o Rajhans Dhore vs. State of Maharashtra, through its Chief Secretary, Housing Department, Mumbai) on 25/7/2019. It is thus urged that in the light of that order dated 25/7/2019, the petitioner would be required to pay the value of the additional piece of land at the rate of Rs.1305/- per square metre with interest at the rate of 6% per annum from the date of allotment of the original plot till the date of payment.

3) The writ petition is disposed of in the aforesaid terms for the reasons recorded in the earlier order dated 25/7/2019. Rule accordingly. No costs.

JUDGE

JUDGE

khj