

*rrpillai***IN THE HIGH COURT OF JUDICATURE AT BOMBAY****CIVIL APPELLATE JURISDICTION****WRIT PETITION NO. 6343 OF 2024**

Satish Mahadeo Rupawate ... Petitioners
Heirs and L.R.

Vs.

Municipal Corporation of ... Respondents
Greater Mumbai and Others

WITH

WRIT PETITION NO. 6378 OF 2024

Jayashree Rajaram Rasam ... Petitioners
Heirs and L.R. of late

Shri Rajaram Rasam

Vs.

Municipal Corporation of ... Respondents
Greater Mumbai and Others

WITH

WRIT PETITION NO. 6410 OF 2024

Asha Sudhakar Ghodke ... Petitioners
Vs.

Municipal Corporation of ... Respondents
Greater Mumbai and Others

WITH

WRIT PETITION NO. 6412 OF 2024

Girish Umesh Sodiye ... Petitioners
Heirs and L.R. of

Shri Umesh D. Sodiye

Vs.

Municipal Corporation of ... Respondents
Greater Mumbai and Others

WITH

WRIT PETITION NO. 6347 OF 2024

Parveen Usman Shaikh ... Petitioners
Vs.

Municipal Corporation of ... Respondents

Greater Mumbai and Others

WITH

WRIT PETITION NO. 6436 OF 2024

Yeshwant Ajit Gaonkar ... Petitioners

Vs.

Municipal Corporation of ... Respondents
Greater Mumbai and Others

Mr. Rajendra Pai, Senior Advocate a/w. Mr. Akshay Pai, Ms. Ashesha Cheddha, Ms. Priyanka R. Bhupali Vaze, Ms. Prajakta Shringarpure, Mr. Varad Jadhav and Mr. Omkar Kalundrekar i/b. Ms. Bina R. Pai for the Petitioners.

Mr. Som Sinha a/w. Ms. Divya V. Rutuja Thaker and Mr. Santosh Mali for the Respondent-BMC.

Mr. S. V. Banskar, AE(M) WWE.

Mr. S. S. Magare, SE (P/S).

CORAM : GAURI GODSE, J.

DATE : 31st JULY 2025

ORDER :

1. Learned counsel for the corporation points out that in order dated 28th July 2025 inadvertently the title of Appeal from Order No. 407 of 2024 is added. Hence, the title of order dated 28th July 2025 be corrected by deleting the title of Appeal from Order No. 407 of 2024. Original order to be corrected and the corrected order be uploaded.

2. I have substantially heard the learned counsels for the

parties. Learned senior counsel appearing for the petitioner seeks time to file their compilation of judgments which he would want to rely to support his submission on the applicability of Section 53A of the Transfer of Property Act, 1882. He is permitted to file a short note of the arguments made today along with the supporting judgments. Compilation shall be given to the learned counsel for the corporation in advance.

3. List the appeals on 7th August 2025. To be listed as part-heard.
4. Ad-interim relief already granted to continue till the next date.

[GAURI GODSE, J.]