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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO. 476 OF 2025
WITH
INTERIM APPLICATION NO. 11117 OF 2025**

Mr. Pardeshi Chunnilal Prajapati ... Appellant/Applicant

vs.

Municipal Corporation of Greater ... Respondents
Mumbai and Anr

Mr.C.K. Tripathi for Appellant.

Mr. Om Suryavanshi i/b. Ms. Komal Punjabi for Respondent-BMC.

CORAM : GAURI GODSE, J.

DATED : 14th AUGUST 2025

ORDER:

1. Not on board. Taken on the production board.
2. This appeal is urgently circulated on behalf of the appellant as there is a threat of dispossession. In a suit filed for injunction that the appellant should not be dispossessed without following due process of law, the prayer for ad-interim relief is rejected. Hence, this appeal by the plaintiff.
3. Learned counsel for the appellant submits that without referring to any provision of law, the corporation has issued 48

hours notice to shift the appellant's stall. He submits that the concerned officer of the corporation forcibly disconnected the electricity and removed the motor of the sugarcane crushing machine.

4. Learned counsel for the corporation seeks time to take instructions. The corporation shall respond to the allegation that the officer has forcibly disconnected the electricity and removed the motor. Learned counsel for the corporation seeks a weeks time to file a reply.

5. List the appeal on 3rd September 2025. To be listed under the caption for 'fresh admission'.

6. Till further orders are passed by this court, no coercive action shall be taken against the appellant to dispossess the appellant or shift the appellant's structure.

(GAURI GODSE, J.)