

Arun Sankpal

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
INTERIM APPLICATION NO. 1027 OF 2025
IN
WRIT PETITION NO. 13339 OF 2022**

Al-Saad Builders & Developers & Anr

..Applicant/
Petitioner

Versus

Daman Municipal Council

...Respondent

Mr. Rohan Savant, i/b Lalit V Jain, for the Petitioner.
Mr. H.S. Venegavkar, for the Respondent.

CORAM: N. J. JAMADAR, J.

DATED : 24th JANUARY 2025

P.C.:

1. Heard learned Counsel for the parties.
2. For the reasons assigned in the Application and to advance the cause of substantive justice, the Application stands allowed in terms of prayer clause (a).
3. The order dismissing the Writ Petition for want of prosecution dated 17th January 2025 stands recalled. Writ Petition No. 13339 of 2022 stands restored to file.

ARUN
RAMCHANDRA
SANKPAL

Digitally signed by
ARUN RAMCHANDRA
SANKPAL
Date: 2025.01.28
11:50:44 +0530

4. The Applicants/Petitioners seek continuation of the interim order dated 28th November 2022.
5. Mr. Venegavkar, learned Counsel for the Respondent, submits that the said order was in the nature of workable arrangement and it has not been continued since July 2024.
6. Mr. Savant, learned Counsel for the Petitioners, submits that the Petitioners are served with the notice dated 20th January 2025. The Chief Officer, Daman Municipal Council, Daman has issued notice to demolish the structure within 72 hours.
7. As the Petition has been restored and this Court had granted interim relief, the Respondent shall not act upon the notice dated 20th January 2025 till the next date.
8. The Petition be listed on 10th February 2025.

[N. J. JAMADAR, J.]