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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (L)NO.31817 OF 2025

Jinesh Vora & Anr. ...Petitioners
Versus
Maharashtra Housing Area and
Development Authority & Ors. ...Respondents

Mr. Santosh Pathak, a/w. Ms. Riya Mourya, i/b. Law Origin for Petitioners.

Mr. Jenish D. Jain a/w. Mr. Sumit Kate,a/w. Mr. Hrishikesh Nabar h/f.
Dr. Uday Warunjikar, for MHADA.

Mr. Viraj Jadhav i/b. Kevin Pereira, for Respondent No.4.

CORAM: G. S. KULKARNI &
AARTI SATHE, JJ.

DATE: 16th October 2025

P.C.

1. We have heard Mr. Singh learned counsel for the Petitioner.
Respondents are served. Copy of the acknowledgment is placed on record.

2. Let the affidavit of service be also placed on record within one week
from today. Considering the nature of the orders which we intend to pass no
prejudice would be caused to Respondents.

3. The only contention of the Petitioners is that the Petitioners have filed
an Appeal before the Vice President of the Mumbai Building Repairs and
Reconstruction Board (For short 'MBRRB') MHADA. The grievance of the
Petitioners is that the mezzanine floor is not included in the certified list by
Respondent No.3 prior to the demolition of the said shop and the said shop has
now been demolished but it is submitted that admittedly, there was a measurement

prior to the demolition. However, rightful entries are not made in this view of the matter and therefore there is a prejudice being caused to the Petitioners in the subject matter of the Appeal. Appeal was filed on 23rd September 2024, however the same has not been taken up for hearing.

4. In our opinion, as this is the only relief, we are inclined to dispose of this Petition in terms of the following order:-

- 1) The Appellate Authority/Vice President, MBRRB MHADA i.e. Respondent No.2 is directed to expeditiously decide the Appeal filed by the Petitioner in accordance with law and within a period of 6 weeks from the date the copy of this order is placed before the Appellate authority.
- 2) All contentions of the parties are expressly kept open.
- 3) Disposed of. No costs.

(AARTI SATHE, J.)

(G. S. KULKARNI, J.)