

10/02/2026 CORAM-H.H.J. SHRI M. H. PATHAN, CITY CIVIL COURT AND ADDL. SESSIONS JUDGE (C.R.NO.8)

1439/2023

CNR NO.-MHCC04-004928-2023

Advocate R.B.Singh for plaintiff present.

Adv. Vyas alongwith Adv. Shweta Patankar h/f Adv. Anand Khairnar for BMC/defendant present.

Advocate P.R.Shukla for defendant no.2 and 3 present.

F.R.S.R. following order is passed -

ORDER ON NOTICE OF MOTION NO.2003 OF 2023

1.The impugned speaking order dated 29.05.2023 is hereby set aside and matter remanded back to the Designated Officer, R/Central Ward, MCGM for passing a fresh speaking order in accordance with law.

2.The defendant No1-MCGM is hereby restrained temporarily from demolishing and pulling down the suit structure till passing a fresh speaking order in pursuance of notice bearing No.RC/ DO3RC/013/351-MMC ACT/RC389N01/21-08-2017dated 21.08.2017

3.If speaking order passed adverse against plaintiff, the 15 days time be given to the plaintiff from date of its communication.

4.Accordingly, Notice of Motion No.2003 of 2023 stands disposed of.

F.R.S.R. following order is passed -

ORDER ON NOTICE OF MOTION NO.2582 OF 2023

1.The impugned speaking orders dated 29.05.2023 as well as dated 10.07.2023 are hereby set aside and matter remanded back to the Designated Officer, R/Central Ward, MCGM for passing a fresh speaking order in accordance with law.

2.The defendant No1-MCGM is hereby restrained temporarily from demolishing and pulling down the suit structure till passing a fresh speaking order in pursuance of notice bearing No.RC/DO3RC/ 013/351-MMC ACT /RC389N01/21-08-2017 dated 21.08.2017

3.If speaking order passed adverse against plaintiff, the 15 days time be given to the plaintiff from date of its communication.

4.Accordingly, Notice of Motion No.2582 of 2023 stands disposed of.

Earlier order, if any, to continue till next date.

Adjd for compliance of defendant/MMC to 26-03-2026.

Judge