

Prajakta Vartak

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 524 OF 2022

Dunichand V. Makhija ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

WITH
WRIT PETITION NO. 530 OF 2022

Anil A. Chanchalani ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

WITH
WRIT PETITION NO. 529 OF 2022

Dhiraj Pamnani ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

WITH
WRIT PETITION NO. 527 OF 2022

Manohar Talreja ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

WITH
WRIT PETITION NO. 526 OF 2022

Narayan Wadhvani ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

WITH
WRIT PETITION NO. 534 OF 2022

Sunita Bharat Gallani ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

WITH

WRIT PETITION NO. 536 OF 2022

Lalit Mohandas Idnani ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

**WITH
WRIT PETITION NO. 523 OF 2022**

Narayandas Atmaram Khatri ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

**WITH
WRIT PETITION NO. 525 OF 2022**

Kanayalal Gwalani ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

**WITH
WRIT PETITION NO. 528 OF 2022**

Mukesh Wadhvani ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

**WITH
WRIT PETITION NO. 531 OF 2022**

Kanchan Suresh Bhojwani ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

**WITH
WRIT PETITION NO. 533 OF 2022**

Devidas V. Makhija ...Petitioner
Versus
Ulhasnagar Municipal Corporation & Ors. ...Respondents

**WITH
WRIT PETITION NO. 535 OF 2022**

Amit Madhu Achhra ...Petitioner
Versus

Ulhasnagar Municipal Corporation & Ors.

...Respondents

WITH
WRIT PETITION NO. 537 OF 2022
WITH
WRIT PETITION NO. 538 OF 2022

Naresh Gobindram Dulani

...Petitioner

Versus

Ulhasnagar Municipal Corporation & Ors.

...Respondents

Ms. Minal Chandnani with Mr. Ashish Jagiasi i/b Jaiwant S. Chandnani Associates for the Petitioners in WP/524/2022, WP/531/2022, WP/537/2022, WP/538/2022.

Mr. N.R. Bubna with Mr. Sumeet Tirthani for the Petitioners in WP/530/2022, WP/529/2022, WP/527/2022, WP/526/2022, WP/534/2022, WP/536/2022, WP/523/2022, WP/525/2022, WP/528/2022, WP/533/2022, WP/535/2022.

Mr. Sanjiv Gorwadkar, Senior Advocate with Mr. Suresh M. Kamble, Ms. Nikita Kamble for the Respondent Nos.1 & 2.

Mr. Akshay P. Shinde for Respondent No.3.

Mr. A.I. Patel, Addl. G.P with Ms. M.P. Thakur, AGP for the State.

CORAM: G. S. KULKARNI &
ARIF S. DOCTOR, JJ.
DATE: 12 AUGUST 2025.

P.C.

1. This is a bunch of matters. Learned counsel for the petitioners are requesting for some time, so that they can address the Court on each of the petitions. The concern of the Court more particularly in the light of the case of the Municipal Corporation is that public works of road widening is being affected by the encroachment and the unauthorized development undertaken by the petitioners. The petitioners, therefore, need to point out to the Court that they are the lawful owners of the structures which they are occupying as also the structure was put up after due permission and an approval granted by the

Municipal Corporation on any sanction plans.

2. If all these occupants are not with the petitioners, there would be undoubtedly a presumption that the petitioners have no legal rights whatsoever and their structures and shops are unauthorized and they would be required to be removed for the purposes of the public works of the road widening, which according to the Municipal Corporation, is held up on account of these proceedings on which ad-interim orders on a statement as made on behalf of the Municipal Corporation is in operation since 2020.

3. Accordingly list these proceedings on **18 August 2025** when we shall hear learned counsel for the parties and pass appropriate orders.

4. Ad-interim orders, if any passed earlier, shall continue to operate till the adjourned date of hearing.

(ARIF S. DOCTOR, J.)

(G. S. KULKARNI, J.)