

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1799 OF 2026

Kamladevi Ramchandra Kumavat .. Petitioner

V/s.

The State of Maharashtra Thru. .. Respondents
Secretary and Ors

WITH

WRIT PETITION NO. 1800 OF 2026

Vrudhi Jiteshkumar Shah .. Petitioner

V/s.

The State of Maharashtra Thru. .. Respondents
Secretary and Ors

WITH

WRIT PETITION NO. 1802 OF 2026

Gajanand Ramchandra Sharma .. Petitioner

V/s.

The State of Maharashtra Thru. .. Respondents
Secretary and Ors

WITH

WRIT PETITION NO. 1804 OF 2026

Gyanendra Dhanji Visariya .. Petitioner

V/s.

The State of Maharashtra Thr .. Respondents
Prinicipal Secretary and Ors

WITH

WRIT PETITION NO. 1806 OF 2026

Dinesh Singh Jay Singh Goyal .. Petitioner

V/s.

The State of Maharashtra Thr Principal .. Respondents
Secreary Urban Development and Ors

WITH

WRIT PETITION NO. 1808 OF 2026

Hitendra Premchand Maru .. Petitioner

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V/s.

The State of Maharashtra Thru. .. Respondents
Secretary and Ors

**WITH
WRIT PETITION NO. 1809 OF 2026**

Jiteshkumar Devchand Shah .. Petitioner

V/s.

The State of Maharashtra Thr Principal .. Respondents
Secretary and Ors

**WITH
WRIT PETITION NO. 1810 OF 2026**

Dr. Charulatha Jiteshkumar Shah .. Petitioner

V/s.

The State of Maharashtra Thru. .. Respondents
Secretary and Ors

Adv. A. R. Kulkarni, a/w Adv. A. P. Mandlik, for all the Petitioners in all petitions.

Mr. R. S. Pawar, AGP for Respondent No. 1- State in WP/1799/2026.

Ms. Tanu N. Bhatia, for Respondent Nos. 2 to 4 - Corporation in WP/1799/2026.

Mr. R. S. Pawar, AGP for the Respondent/State in WP/1800/2026.

Mr. Y. D. Patil, AGP for the Respondent/State in WP/1802/2026.

Ms. A. A. Purav, AGP for the Respondent/State in WP/1804/2026.

Ms. G. R. Raghuwanshi, AGP for the Respondent/State in WP/1806/2026.

Ms. P. M. J. Deshpande, AGP for the Respondent/State in WP/1808/2026.

Ms. Pooja Patil, AGP for the Respondent/State in WP/1809/2026.

Ms. G. R. Raghuwanshi, AGP for the Respondent/State in WP/1810/2026.

**CORAM : MANISH PITALE &
SHREERAM V. SHIRSAT, JJ.**

DATE : 9TH FEBRUARY 2026.

PC:

1. The petitioners in these petitions are aggrieved by the action undertaken by the Respondent No. 4- Municipal Corporation of issuing notices to the petitioners to vacate the structures for undertaking development work pertaining to the metro railway project and widening of road concerning the said project. It is specifically stated on behalf of the petitioners that although the notices are dated 14th November 2025, till date they have not been acted upon and that the structures belonging to the petitioners are still existing as it is.

2. It is the case of the petitioners that the respondent- Municipal Corporation had called upon the petitioners to submit their documents with regard to ownership and their rights in their respective structures. It is claimed that all such documents were submitted before the respondent- Municipal Corporation and yet, suddenly such notice dated 14th November 2025 was issued to the petitioners.

3. It is further stated that although the earlier communications issued by the Municipal Corporation in October 2025 indicated that Transparable Development Rights (TDR) would be offered to the petitioners, none of the petitioners are agreeable to being compensated in the form of TDR. It is in this backdrop that the petitioners have approached this Court and they are pressing for urgent interim relief on the ground that the livelihood of the petitioners would be adversely affected if urgent interim relief is not granted.

4. It is highlighted that in Writ Petition No. 1810 of 2026, the petitioner is a doctor, who is running a hospital in the structure, which is also facing the said notice issued by the respondent- Municipal Corporation.
5. Considering the facts brought to our notice and the documents filed along with the writ petitions, we are inclined to consider the issue sought to be raised on behalf of the petitioners. We are also of the opinion that till the time that the respondents, particularly the respondent- Municipal Corporation respond to the assertions made in the writ petitions, ad-interim relief can be granted till the next date of listing.
6. In view of the above, issue notice in all the writ petitions returnable on 9th March 2026, 'High on Board.' Learned AGP waives notice on behalf of Respondent No. 1- State in all the petitions.
7. Ms. Tanu Bhatia, learned counsel waives notice on behalf of Respondent Nos. 2 to 4, i.e. the officers representing the Municipal Corporation.
8. Reply affidavit shall be filed on or before 5th March 2026.
9. In the meanwhile, till the next date of listing, there shall be ad-interim relief to the effect that coercive action shall not be taken against the petitioners and their structures.

(SHREERAM V. SHIRSAT, J.)

(MANISH PITALE, J.)