



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO. 1034 OF 2019

T. Muthu Lakshmi Wd/o. Tirumali

Pandaram (Lrs. Decd.) Thr. C.A.

V. M. V. Venkatachalam

...Appellant

Versus

The Municipal Corporation Of Greater Bombay And Ors.

...Respondents

WITH

CIVIL APPLICATION NO. 1198 OF 2019

IN

APPEAL FROM ORDER NO. 1034 OF 2019

WITH

APPEAL FROM ORDER NO. 1035 OF 2019

WITH

CIVIL APPLICATION NO. 1199 OF 2019

IN

APPEAL FROM ORDER NO. 1035 OF 2019

Mr. Bhavesh Parmar a/w Ms. Reshma Nair, Mr. Rajesh Sahani i/b Devmani Shukla, for the Appellant.

Mr. Rajiv Chavan, Sr. Adv. a/w Ms. Sonam Pandey and D. R. Kawale, for Respondent-BMC.

Mr. Sanket Mone a/w Mr. Raghav Taneja i/b Vidhi Partners, for Respondent No.3.

CORAM : ARIF S. DOCTOR, J.

DATE : 11th FEBRUARY, 2026

P.C.

1. It is the contention of learned counsel for the Appellant that, despite the structure being declared as legal by an order dated 16th August 2010, the Respondent-Corporation has issued a notice for demolition of the said structure,



holding it to be illegal. Learned counsel has invited my attention to photographs of the structure in question.

2. Mr. Chavan, learned counsel for the Respondent-Corporation, has submitted that the structure in existence is not the structure which was protected by the order dated 16th August 2010. Instead, it is an entirely new structure constructed by the Appellant under the guise of carrying out tenable repairs. The Appellant shall, therefore, on the next occasion, place on record photographs of the original structure as it existed.

3. Stand over to **18th February 2026 (HOB)**.

4. Ad-interim relief to continue till the next date.

[ARIF S. DOCTOR, J.]