

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6008 OF 2026

Shree Rasaraj Heights Co-Operative
Housing Society Ltd ...Petitioners.

Versus

Devendra Co-Operative Housing
Society Ltd. & Ors. ...Respondents.

WITH

WRIT PETITION NO. 6024 OF 2026

M/s. Brij Builders ...Petitioners.

Versus

Devendra Co-Operative Housing
Society Ltd. & Ors. ...Respondents.

Mr. Nirman Sharma a/w. Ms. Uma Sharma i/b. Dharam & Co.,
Advocate for Petitioner in WP/6008/2026.

Mr. Akshay Doctor a/w. Mr. Sachin Chaudhari, Advocate for
Petitioner in WP/6024/2026.

Smt. S.D. Chipade, AGP in WP/6008/2026 for Respondent/State.

Smt. M.S. Srivastava, AGP in WP/6024/2026 for Respondent/State.

Mr. Maulik Vora, i/b. Pramodkumar & Co., Advocate for Respondent
No. 1 in both the Petitions.

CORAM: N. J. JAMADAR, J.

DATE : 4TH MAY 2026

P.C.:

1. Heard the learned Counsel for the parties. A question as to whether the impugned order amounts to a procedural review or substantive review arises for consideration.

- 2.** Issue notice to the Respondents.

- 3.** Learned AGP waives service of notice on behalf of Respondent-State. Mr. Vora, learned Counsel waives service of notice on behalf of Respondent No. 1, in both the Writ Petitions.

- 4.** In addition to court notice, the Petitioners shall serve rest of the Respondents by private notice and file an affidavit of service.

- 5.** The learned Counsel for the Respondent No. 1 submits that rectification deed has been executed. The learned Counsel for the Respondent No. 1 submits that till the next date, the Respondent No. 1 will not act upon the rectification deed to the extent of the additional area granted by the impugned order. Statement is recorded.

- 6.** The Respondent No. 1 is at liberty to file affidavit in reply and serve copy on the Petitioner on or before 22nd June, 2026.

- 7.** List these Petitions on 23rd June, 2026.

[N. J. JAMADAR, J.]