

Ajay

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 9346 OF 2022

Shekhar Prabhakar More .. Petitioner

Versus

Deputy Chief Officer
(Mill Workers Department), MHADA and Ors. .. Respondents

.....

- Ms. Neha Nagotaneekar, Advocate for Petitioner.
- Mr. P.G. Lad a/w. Ms. Sayli Apte and Ms. Anjali Maskar, Advocates for Respondent Nos.1 and 2 - MHADA.
- Ms. M.S. Srivastava, AGP for Respondent No.3 - State.

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CORAM : MILIND N. JADHAV, J.

DATE : SEPTEMBER 02, 2025.

P.C.:

1. Heard Ms. Nagotaneekar, learned Advocate for Petitioner; Mr. Lad, learned Advocate for Respondent Nos.1 and 2 - MHADA and Ms. Srivastava, learned AGP for Respondent No.3 - State.

2. Case of Petitioner is that his eligibility has been declined on the ground that Petitioner has a nexus with Room No.107 situated in Swadeshi Mill Compound on the basis of his pay slip appended at page No.127 of the Petition.

3. Learned Advocate for Petitioner has argued that if the said pay slip is seen, it reveals that Petitioner has been receiving entire HRA of Rs.119.34 in respect of his employment. She would submit that Respondents have relied upon deduction of Rs.4.35 towards house rent

as the sole ground for cancellation of allotment after a period of 4 years on the basis of a private complaint which is unsustainable.

4. Mr. Lad, learned Advocate for MHADA in his usual fairness informs the Court that the aforesaid ground is only the ground and the bone of contention for cancellation of allotment of Petitioner. Though record *prima facie* indicates that adequate scrutiny has been complied with by MHADA including the Vigilance Report which is appended at page No.47 of the Petition, be that as it may, reading of paragraph No.7 of the Affidavit-in-Reply filed by Respondent Nos.1 and 2 appended at page No.194 and when read at page No.198, *prima facie*, does not establish nexus of the Petitioner with Room No.107.

5. Mr. Lad would persuade the Court to allow MHADA to further ascertain the records and place before Court relevant material to show the nexus of Petitioner with Room No.107. Adhering to his request, list the Writ Petition on Board on **23rd September 2025**. To be treated as '**Part-Heard**'.

[MILIND N. JADHAV, J.]

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