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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
APPEAL FROM ORDER NO. 307 OF 2025
WITH
INTERIM APPLICATION NO. 8391 OF 2025

Garden Securities and Properties ... Appellant
LLP through Kiran Shah

Vs.

Municipal Corporation for Greater ... Respondents
Mumbai through R/Central Ward

Mr. Rubin Vakil a/w. Ms. Roma Yashwant Chudasama for the
Appellant/Applicant.

Mr. Drupad Patil a/w. Ms. Neeta Jadhav i/b. Ms. Komal
Punjabi for the Respondent-BMC.

Mr. Abhijit V. Sawai, S. E. Maintenance Department, RI
Central Ward.

CORAM : GAURI GODSE, J.

DATE : 26th AUGUST 2025

ORDER :

1. Learned counsel for the corporation seeks time to place on record the procedure followed by the corporation for declaration and demarcation of public streets. Learned counsel for the corporation submits that the area in question is declared as public street in terms of Section 291 of the Mumbai Municipal Corporation Act, 1888 ("MMC Act"). He

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relies upon the procedure followed by the corporation which is annexed at page 155 of the affidavit in reply of the corporation.

2. Learned counsel for the corporation seeks time to support his submissions that without issuing any public notice and without giving any hearing to the owner, the corporation is entitled to declare the private land as public street.

3. List the appeal on 17th September 2025. To be listed under the caption “High on Board”.

4. Till further orders are passed by this court, the corporation shall not take any action for implementing the impugned notice dated 16th April 2025.

[GAURI GODSE, J.]