

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

CRIMINAL WRIT PETITION (ST.) NO.13552 OF 2024

WITH

INTERIM APPLICATION (ST.) NO. 25225 OF 2024

IN

CRIMINAL WRIT PETITION (ST.) NO. 13552 OF 2024

Vaibhav Mohan Thakur and Ors. ... Petitioners

V/s.

State of Maharashtra and Ors. ... Respondents

Mr. Abhinandan Vagyani i/b. Mr. Sumit A. Shinde, Advocate for
the Petitioner

Mrs. M.M. Deshmukh, Addl. Chief PP a/w. Mrs. P.P. Shinde,
Addl. P.P. for the respondent – State

Ms. Aliza Shaikh a/w. Ms. Anjali Shriyan and Ms. Shreya Tiwari,
Advocate for the Respondent Nos. 26, 27 and 28

Mr. Suresh M. Sabrad a/w. Mrs. Madhuri More a/w. Mr. Prakash
Chavan, Advocate for MCGM, Respondent No.25

Mr. Kundan Valvi, Assistant Commissioner, P-North Ward, BMC present

Mr. Ganesh Misal, Additional Collector (Western Suburb) present

Mr. Rajtilak Roshan, DCP, Mr. Rajendra Shirtode, ACP-D (North), Mr. Laxmikant Salunkhe, PI, U-8, Mr. Dilip Tejankar, PI, U-2, Mr. Mangesh Desai, PI, Property Cell, Mr. Atmaji Sawant, Sr. PI, U-7, Mr. Rahul Prabhu, API, U-8, Mr. Sathe, API, U-7, Mr. Kanade, PSI, U-8

**CORAM : REVATI MOHITE DERE &
SANDESH D. PATIL, JJ.**

DATE : 26TH SEPTEMBER, 2025.

P.C. :-

1. Pursuant to our order dated 25th September 2025, respondent No.18 – Additional Collector (Encroachment and Removal) Western Suburb Ward, Mumbai, is present before us. Mr. Kundan Valvi, Assistant Commissioner, P - North Ward, Mumbai is also present.

2. Both the officers submit that they will cooperate with the Investigating Team and will furnish all documents as sought by them within one week of making the said requisition, so as to enable the police to take further steps in the investigation.

3. The Additional Collector, Mr. Ganesh Misal (Western Suburb), Mumbai, informs us that he had informed the police vide letter dated 1st January 2025, that the document which is at Page – 513 was incorrect and had sent the original document with the said letter i.e. ‘Census Certificate’ to the police. It appears that despite receiving the said letter, the police have not taken any steps in this regard i.e. ‘Census Certificate’ found to be fabricated.

5. Mrs. Deshmukh, learned Public Prosecutor on instructions from the officer, who is investigating the case assures that the same will be looked into in the right earnest.

6. As far as missing files from the Collector’s Office are concerned, learned counsel for the Petitioner has relied on the RTI reply, that about 24,000 files are missing. The Additional Collector who is present in the Court states that although the information given through the RTI discloses that 24,000 files are missing, some of the files have been traced by their office. He further states that all efforts will be taken to ensure that the missing files are traced, failing which they will register FIR, so as to enable the police to take appropriate steps/action. Statement accepted.

7. Mrs. Deshmukh, learned P.P. further states that the police will send letters at the earliest i.e. on or before 30th September 2025 to the concerned authorities and seek documents from the respective Wards of the Corporation. The authorities concerned to furnish the said documents, at the earliest within one week of the police making the said requisition.

8. Stand over to 13th October 2025 at 1.00 p.m.

(SANDESH D. PATIL, J.)

(REVATI MOHITE DERE, J.)

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