

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

**CONTEMPT PETITION NO.333 OF 2025  
IN  
WRIT PETITION NO.10024 OF 2023**

D. Dahyabhai & Co. Pvt. Ltd. ....Petitioner

***Versus***

State of Maharashtra & Ors. ....Respondents

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Mr. Chirag Balsara a/w. Ms. Minal Chandnani and Mr. Rajesh Ranglani i/b. Jaiwant Chandnani Associates for the Petitioner.

Mr. Sachin H. Kankal, AGP for Respondent No.1.

Mr. R.S. Apte, Senior Advocate i/b. Mr. Mandar Limaye for the Respondent – TMC.

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**CORAM : RAVINDRA V. GHUGE  
&  
ABHAY J. MANTRI, JJ.**

**DATE : 1<sup>st</sup> APRIL, 2026**

**P.C. :-**

1. This matter had come up before this Court on a few occasions earlier, pursuant to an order of this Court (Coram : A.S. Gadkari and Kamal Khata, JJ.) dated 28<sup>th</sup> April, 2025 in Writ Petition No.10024 of 2023, and the subsequent order passed by the same Bench dated 27<sup>th</sup> June, 2025 on Interim Application No.9043 of 2025 filed by the Thane Municipal Corporation. The first order, which is the subject matter of the Contempt proceedings, was passed by the Single Judge Bench of this Court (Coram : Nitin W. Sambre, J.) on 25<sup>th</sup> November, 2022 in Appeal From Order No.1051

of 2019.

2. Even before this Bench, we had granted time on 23<sup>rd</sup> March, 2026 pursuant to the judgment dated 20<sup>th</sup> February, 2026. On 23<sup>rd</sup> March, 2026, as well as, on 27<sup>th</sup> March, 2026, we adjourned these proceedings. As the matter could not be called out on 30<sup>th</sup> March, 2026 due to paucity of time, the same is listed today.

3. The learned Senior Advocate representing the Corporation submits that the Corporation has not assailed the judgment of this Court dated 20<sup>th</sup> February, 2026 before the Hon'ble Supreme Court. He further submits, on instructions, that the Municipal Corporation is not aware whether the State has challenged the said judgment before the Hon'ble Supreme Court.

4. We have perused the orders passed by the earlier Bench on 28<sup>th</sup> April, 2025 and 27<sup>th</sup> June, 2025. We find that the Bench was on the verge of issuing a notice in the format prescribed under the Contempt of Courts Act. Yet, an opportunity was granted on 28<sup>th</sup> April, 2025 to the Corporation with the observation that “*Orders passed by the Courts are meant to be followed and implemented, and not meant to be frustrated.*”

5. In the order dated 27<sup>th</sup> June, 2025, the same Bench recorded that *“it is well-known fact that the orders of these Courts are being blatantly violated with impunity by the Officers of Thane Municipal Corporation (“TMC”) thereby frustrating the judicial process. If the functionaries of the State have started violating the orders of the Court, then less said the better.”* The Court further recorded that *“The obstinate stand adopted by the TMC is unwarranted and speaks volume.”*

6. Considering the above, we are listing these proceedings tomorrow, i.e., 2<sup>nd</sup> April, 2026, as a last chance for the Corporation to produce before the Court, the Development Rights Certificate (DRC). In the event such a certificate is not produced, we will be constrained to initiate appropriate proceedings under the Contempt of Courts Act, as contemplated by the earlier Bench in April, 2025.

7. At the request of the learned Senior Advocate for the Corporation, these proceedings will be listed on **2<sup>nd</sup> April, 2026 at 3:00 p.m.**

**(ABHAY J. MANTRI, J.)**

**(RAVINDRA V. GHUGE, J.)**