

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

**FIRST APPEAL NO.575 OF 2020
WITH
CIVIL APPLICATION NO.4075 OF 2017**

Mr.Sureshkumar Khemrajji Jain	... Appellant
Vs.	
The Municipal Corporation of Greater Bombay and anr.	... Respondents

**WITH
INTERIM APPLICATION NO.548 OF 2020
IN
FIRST APPEAL NO.575 OF 2020**

M/s Kavis Fashions Private Limited and ors.	... Applicants
In the matter between:-	
Mr.Sureshkumar Khemrajji Jain	... Appellant
Vs.	
The Municipal Corporation of Greater Bombay and anr.	... Respondents

**WITH
FIRST APPEAL NO.473 OF 2017
WITH
CIVIL APPLICATION NO.4076 OF 2017**

Mr.Devanand Ramapati Maurya	... Appellant
Vs.	
The Municipal Corporation of Greater Bombay and anr.	... Respondents

**WITH
INTERIM APPLICATION NO.557 OF 2020
IN
FIRST APPEAL NO.473 OF 2017**

M/s Kavis Fashions Private Limited and ors.	... Applicants
In the matter between:-	
Mr.Devanand Ramapati Maurya	... Appellant
Vs.	
The Municipal Corporation of Greater Bombay and anr.	... Respondents

**WITH
FIRST APPEAL (ST.) NO.22951 OF 2016
WITH
CIVIL APPLICATION NO.4077 OF 2017
WITH
CIVIL APPLICATION NO.4263 OF 2016**

Mr.Jagdish Ghisusingh Purohit ... Appellant
Vs.
The Municipal Corporation of Greater Bombay and anr. ... Respondents

**AND
INTERIM APPLICATION NO.555 OF 2020
IN
FIRST APPEAL (ST.) NO.22951 OF 2016**

M/s Kavis Fashions Private Limited and ors. ... Applicants
In the matter between:-
Mr.Jagdish Ghisusingh Purohit ... Appellant
Vs.
The Municipal Corporation of Greater Bombay and anr. ... Respondents

Mr.Virendra T. Dubey, Advocate for the Appellants.
Mr.Santosh Parad, Advocate for the Respondent No.1/MCGM.
Mr.Ashutosh Kaushik i/by M/s Kaushik & Co. for the applicants in IA Nos.548 of 2020, 557 of 2020 and 555 of 2020.

**CORAM : ABHAY AHUJA, J.
DATE : 19th DECEMBER, 2022.**

P.C. :

1. Civil Application No.4263 of 2016 is seeking condonation of delay of 22 days in filing the subject first appeal.
2. Mr.Virendra T. Dubey, learned counsel for the appellants draws the attention of this court to paragraph No.5 of the application in support of his

contention. He also submits that in the case of connected Appeal Nos.575 of 2020 and 473 of 2017 this court has already condoned the subject delay.

3. Mr.Santosh Parad for the corporation has no particular objection if the delay is condoned.

4. Having heard learned counsel for the applicants and having perused the papers, let the delay be condoned. The Civil Application stands disposed of. Let the first appeal be registered.

5. At this stage, Mr.Dubey requests for an order of status-quo which Mr.Santosh Parad for the respondent strongly objects and seeks leave of the court to file reply.

6. Mr.Kaushik, learned counsel for the purported subsequent purchasers submits that there are three other applications filed in three appeals and five appeals which are not listed on board today and submits that the matters be accordingly listed so that the list can be considered at one group. At his request, list the matters on 16th January, 2023 alongwith First Appeal Nos.643 of 2020, 658 of 2011, 706 of 2011, 1217 of 2011, and First Appeal (St.) No.19033 of 2019 and Interim Application No.548 of 2020 in First Appeal No.575 of 2020, Interim Application No.555 of 2020 in First Appeal (St.) No.22951 of 2016 and Interim Application No.557 of 2020 in First Appeal No.473 of 2017.

7. Let reply(ies), if any, also be filed by the next date with a copy to the other side.

(ABHAY AHUJA, J.)