

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 10735 OF 2025

M/S. Shiv Shakti Co-Op Hsg Society .. Petitioners
Ltd

V/S.

Union Of India Thr Ministry of Railway .. Respondents
and Ors

WITH
WRIT PETITION NO. 15460 OF 2025

M/S. Jai Ish Krupa Co-Op. Hsg Society .. Petitioners
Ltd

V/S.

Union Of India Thr Ministry of Railway .. Respondents
and Ors

WITH
WRIT PETITION NO. 15467 OF 2025

Adarsh Co Op Hsg Soc Ltd Thr Its .. Petitioners
Secretary S. N. Pawar

V/S.

Union Of India Thr Ministry of Railway .. Respondents
And Ors

WITH
WRIT PETITION NO. 15461 OF 2025

M/S. Shanti Co-Op. Hsg Society Ltd. .. Petitioners
V/S.

Union Of India Thr Ministry of Railway .. Respondents
And Ors

WITH
WRIT PETITION NO. 10996 OF 2025

M/S Gurukrupa Shriram Co-Op Hsg .. Petitioners
Society Ltd.

V/S.

Union Of India Thr Ministry of Railway .. Respondents
And Ors

Mr. Atul Damle with Payal Vardhan, for the Petitioners.

Mr. Atharva Dandekar, for Respondent No. 2.

Mr. Anand Vasant Kulkarni (Chief Project Manager) Civil-4, representative of Respondent No.2 (Mumbai Rail Vikas Corporation).

Mr. B.V. Samant, Addl. G.P for Respondent /State in WP/10735/2025.

Mr. Ketan Joshi, 'B' Panel, for Respondent/State in WP/15460/2025, WP/15461/2025.

Ms. M.S. Bane, AGP, for Respondent /State in WP/15467/2025.

Mr. R.S. Pawar, AGP, for Respondent/State in WP/10996/2025.

Mr. Shekhar Khadage, SDO.

**CORAM : MANISH PITALE &
SHREERAM V. SHIRSAT, JJ.**

DATE : 15th APRIL 2026.

PC:

1. In these petitions, we find that an impression was given to this Court as far back as on 03/09/2025 that the petitioner-societies and the Respondent No. 2, Mumbai Rail Vikas Corporation Limited, would be considering discussions so as to resolve the issues being raised by the petitioners before this Court. It is in the backdrop of the aforesaid permission granted to the parties to resolve the issues that by the said order, this Court directed that the members of the petitioner-societies shall not be

dislodged till the next date.

2. The said ad-interim direction has continued to operate. We find that Respondent No. 2 Corporation, which is the beneficiary of the acquisition, is to undertake work for the 5th and 6th Railway Line for the Borivali Virar Corridor.

3. It is evident that due to the ad-interim order, work on such a vital development project is stalled.

4. Although the constitutional validity of Sections 20A to 20H of the Railways Act, 1989, has been challenged in the present petition, we are of the opinion that unless the aforementioned parties follow up on the direction given in the order dated 03/09/2025, the ad-interim order will continue to operate to the detriment of the general public.

5. It is alleged on behalf of the petitioner- societies that the Respondent No. 2 Corporation has not responded to their communications to hold a meeting in the light of the order dated 03/09/2025.

6. Be that as it may. We are of the opinion that such an important development project cannot remain stalled forever and therefore, if the petitioner -societies and Respondent No. 2 Corporation are to enter into a meaningful dialogue, the same must start forthwith.

7. In this backdrop Mr. Anand Vasant Kulkarni (Chief Project Manager)

Civil-4, on behalf of the Respondent No. 2 Corporation, has instructed the learned counsel appearing for the Respondent No. 2 Corporation that such a meeting shall be conducted in the office of Respondent No. 2 Corporation on Friday (17/04/2026).

8. In view of the above, two representatives/office bearers each of the petitioner societies shall attend the office of the Respondent No. 2 Corporation at 11:00 AM in order to start discussions in the light of the order dated 03/09/2025. The Respondent No. 5, Competent Authority and Sub Divisional Officer, shall also remain present at the office of Respondent No. 2 at the said date and time when the discussions are initiated so that a holistic solution can be found. The discussions shall be aimed at finding an amicable solution at the earliest.

9. List on 28th April 2026, in the supplementary list, when the parties shall report to this Court with regard to the progress in the discussions.

10. Interim order shall continue to operate till the next date of listing. Written submissions tendered on behalf of the petitioner are taken on record.

(SHREERAM V. SHIRSAT, J.)

(MANISH PITALE, J.)