

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 14752 OF 2024**

Abhijit Prabhar Jail ... Petitioner

vs.

The State of Maharashtra, Thru. Principal Secy.,
Urban Development Department and another ... Respondents

Mr. Shreyash U. Lalit a/w. Ms. Shweta R. Rathod, i/b. Elixir Legal Services
for petitioner.

Ms. Kavita N. Solunke, Addl. GP a/w. Ms. Tanu N. Bhatia, AGP for
respondent No.1 – State.

Mr. Priyansh R. Jain a/w. Mr. Akshay Naik, i/b. Mr. Sagar Shetty for
respondent No.2 – CIDCO.

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

DATE : 28th APRIL, 2026

P.C. :

. Heard learned counsel for the petitioner.

2. The petitioner claims benefit of 12.5% scheme of the respondent No.2 – City & Industrial Development Corporation of Maharashtra Limited (CIDCO). The petition was amended, in pursuance of order dated 09.02.2026 passed by this Court.

3. The question that would arise for consideration is as to whether the aforesaid 12.5% scheme formulated by respondent No.2 – CIDCO, is applicable to the petitioner and whether it would be applicable to cases where acquisitions took place many years ago. For instance, in the present case, the land acquisition award is dated 13.08.1985 and the petitioner has filed this petition in the year 2022,

claiming benefit under the said scheme. The petitioner claims that in the interregnum, he had been corresponding with the said respondent for grant of benefit of the aforesaid scheme. This aspect will have to be looked into, while considering the present petition.

4. Issue notice, returnable on 03.07.2026, High on Board. The learned AGP waives notice on behalf of respondent No.1. Mr. Jain, learned counsel waives notice on behalf of respondent No.2. Hence, service is complete.

5. The respondents shall file their reply affidavits on or before 15.06.2026. Rejoinder affidavit, if any, be filed within two weeks thereafter.

(SHREERAM V. SHIRSAT, J.)

(MANISH PITALE, J.)

Priya Kambli