

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL WRIT PETITION NO. 5931 OF 2023

Nitin C. Patel and Ors.

...Petitioners

Vs.

The State of Maha. Thr.
Under Sec. And Ors.

...Respondents

ALONGWITH
INTERIM APPLICATION NO. 9970 OF 2025
IN
CIVIL WRIT PETITION NO. 5931 OF 2023

Kishor Thakkar

...Petitioner

Vs.

The State of Maha. Thr.
Under Sec. And Ors.

...Respondents

Shri Ruchiv L. Tolat i/by M/s. L. C. Tolat and Co. - Advocate for the
Petitioners

Shri N. C. Walimbe – Addl. GP with Shri Ketan Joshi ‘B’ Panel - for
the Respondent-State

Mr. Abhijit P. Kulkarni a/w Sweta Shah and Abhishek Roy – For
Respondent-PMC

Adv. Deepak R. More a/w Adv. Shivram A. Gawade – For Respondent
No. 2.

CORAM : M. S. KARNIK AND
S. M. MODAK, JJ.

DATE : 17th APRIL 2026

P.C. :-

1. Heard learned counsel for the Petitioners.
2. Our attention is invited to the representation dated 08.08.2022 made by the Petitioner to the Secretary, Urban Development Department, Mantralaya, Mumbai. The Petitioner for the reasons mentioned therein, requested the Secretary, Urban Development Department, Mantralaya, Mumbai to deliberate on the matter and sought necessary direction for clarification regarding the SRA project executed by the Petitioners. We have perused the representation dated 08.08.2022.
3. The affidavit-in-reply is already filed by the SRA. However, reply by the State of Maharashtra is necessary.
4. The learned AGP requested for some time to file affidavit-in-reply. We find that the petition is of the year 2023. Only by way of indulgence and with some reluctance, we are granting three weeks' time to Respondent No. 1 to file affidavit-in-reply.
5. If affidavit is not filed before the next date, this Court will proceed with the hearing of the petition on merits, on the basis that the

averments made in the petition stand uncontroverted.

6. In the meantime, it is open for the Respondent No. 1 to take decision on the representation dated 08.08.2022, which is at page no. 66 of the paper book, after hearing the Petitioners and all concerned, in accordance with law.

7. Stand over to **07th May 2026**.

(S. M. MODAK, J.)

(M. S. KARNIK, J.)