

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

CIVIL WRIT PETITION NO. 17031 OF 2025

Sharad Bhimrao Agwankar
Vs.

...Petitioner

The State of Maharashtra
Thro. Its Secretary Housing
Department

...Respondent

Adv. Sanjeev B. Deore a/w Adv. Arman Ansari, Adv. Aditya S. Deore
i/by Adv. Suchita J. Pawar -Advocate for the Petitioner.

Smt. Neha S. Bhide – GP with Smt. M. P. Thakur - AGP for the
Respondent-State

Mr. Aniesh Jadhav- Adv. For Respondent-TMC

Mr. Jaydeep Deo – For Respondent No. 8

Adv. Karl Tamboly, Adv. Adil Parsampuri, Adv. Tejas Agarwal, Adv.
Darshi Jhaveri i/by IC Legal – For Respondent Nos. 4 and 5.

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

DATE : 06th MAY 2026

P. C. :-

1. Heard learned counsel for the petitioner. So far as the rent which has been deposited by the new developer is concerned, the petitioner is at liberty to withdraw the rent from the Society's office. Learned counsel for the Society submits that petitioner will be allowed to withdraw the rent which has been deposited to the extent of the petitioner's share.

2. As requested affidavit-in-reply be filed by the respondents by 12th June 2026.
3. The Society should ensure that the rent be paid to the petitioner within a period of one week from today. The petitioner to immediately make an application to the Society for withdrawal of the same.
4. This is obviously without prejudice to the rights of the petitioner to a claim that he is entitled to rent for the earlier period also.
5. Stand over to **19th June 2026**.

(S. M. MODAK, J.)

(M. S. KARNIK, J.)