

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

**WRIT PETITION NO. 2600 OF 2021
WITH
CONTEMPT PETITION (L) NO. 289 OF 2022
IN
WRIT PETITION NO. 2005 OF 2014**

F. E. Dinshaw Trust & Ors. ... **Petitioners**
Versus
The State of Maharashtra & Ors. ... **Respondents**

Mr. Navroz Seervai, Senior Advocate with Mr. G. S. Godbole, Mr. Akash Rebellow, Ms. Rujuta Patil & Mr. Yohaam Shah i/ b. Negandhi Shah and Himayatullah, Advocate for the Petitioner.

Mr. S. U. Kamdar, Senior Advocate with Mr. Yashodeep Deshmukh, Ms. Vandana Mahadik & Ms. Rupali Adhate, Advocate for the Respondent/MCGM.

Mr. Manish Upadhye, AGP for the Respondents/State in WP/ 2600/2021.

Mr. S. B. Gore, AGP for the Respondents/State in CONPWLN0.289/2022.

Mr. R. U. Juwalehar, Assistant Engineer (DP) P & R, present.

Mr. H. C. Daftardar, Executive Engineer (DP) P & R, present.

**CORAM: S.V. GANGAPURWALA &
M. G. SEWLIKAR, JJ.**

DATED : MAY 5, 2022

P.C.

1. Mr. Kamdar, learned Senior Advocate for the respondent submits that after the orders were passed on

22nd April 2022, the praecipe was moved for circulating the review petition. The praecipe was subsequently corrected and was moved before the Bench of Justice Chandurkar and Justice Chandurkar has passed the order that the matter be placed on 10th June 2022 at 2.15 ap.m. in the chamber. The learned Senior Advocate further upon instructions submits that the respondent Nos.3 would deposit 30% of the amount with the Collector.

2. Mr. Seervai, learned Senior Advocate for petitioner submits that there would be no impediment for the SLAO to pass an award for area 1,42,823.80 Sq.Mtrs. as the said area would be undisputed area. According to the petitioner the area of the petitioner affected is more than 1,62,000 Sq.Mtrs. It is further submitted that the State has extended the time for passing the award upto 30th June 2022 and said time be extended.

3. We place the matter on **21st June 2022** for hearing and further orders.

4. If the matter is not taken up on 21st June 2022 or no orders could be passed, then the request for extension of time for passing the award shall be considered.

(M. G. SEWLIKAR, J.)

(S.V. GANGAPURWALA, J.)