

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 2898 OF 2019

Rufus Gerard D'souza ...Petitioner  
Versus  
The State of Maharashtra and Ors. ...Respondents

ALONGWITH  
SHOW CAUSE NOTICE NO. 33 OF 2019  
IN  
WRIT PETITION NO. 328 OF 2020  
ALONGWITH  
WRIT PETITION NO. 2973 OF 2019  
ALONGWITH  
WRIT PETITION NO. 328 OF 2020

AND  
WRIT PETITION NO. 800 OF 2021  
ALONGWITH  
SHOW CAUSE NOTICE NO. 34 FO 2019  
IN  
WRIT PETITION NO. 800 OF 2021

P. E. Muthu ...Petitioner  
Versus  
The State of Maharashtra and Ors. ...Respondents

Mr. Vinod Sangvikar a/w Mr. Shubham Soawale and Ms. Saima Shaikh for  
Petitioner.

Mr. Milind More, Addl. G.P for Respondent No.1 in WP/2898/2019.

Ms. Jyoti Chavan, Addl. G.P for Respondent No.1 in WP/2973/2019.

Ms. Sheetal Malwankar, AGP for Respondent No.1 in WP/328/2020.

Ms. Vrushali Kabre, AGP for Respondent No.1 in WP/800/2021.

Mr. Rohit Gaikwad i/b Ms. Komal Punjabi for Respondent Nos. 2 to 4 –  
BMC.

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

DATE: 8<sup>th</sup> JANUARY 2026.

P.C.

1. In Writ Petition No. 2898 of 2019, Learned Counsel for the Petitioner submits that the Petitioner expired on 22<sup>nd</sup> January 2024 and that instructions regarding the same were received today morning and that the legal heirs of the deceased Petitioner would be contacting him for giving details, so as to take necessary steps in the said Writ Petition.
2. As regards Writ Petition No. 328 of 2020, the record shows that the Petitioner has been held as eligible by the Appellate Authority for rehabilitation in lieu of residential structure of the Petitioner being demolished. According to the Petitioner till date the Respondent/ Corporation has not made any offer.
3. In this regard, Learned Counsel appearing for the Respondent/Corporation seeks time to take instructions.
4. As regards Writ Petition No.800 of 2021, concerning a commercial structure, the matter was remitted to the Appellate Authority of the Respondent/Corporation, but according to the Petitioner till date the Appeal has not been decided. In this context also the Learned Counsel appearing for the Respondent/Corporation shall take instructions.
5. As regards Writ Petition No.2973 of 2019, Learned Counsel for the Petitioner submits that he has not received further instructions in the matter. As a matter of last chance, we will permit this Petition to be listed with the other three Writ Petitions. Learned Counsel for the Petitioner to take proper instructions failing which we may be constrained to dismiss this Writ Petition for want of prosecution.
6. List these Writ Petitions for further consideration on 18<sup>th</sup> February 2026 “High on Board”.

**(SHREERAM V. SHIRSAT, J.)**

**(MANISH PITALE, J.)**