

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

**WRIT PETITION (L) NO. 3175 OF 2026**

Goregaon New Subhash Nagar CHSL ... Petitioner  
versus  
Brihanmumbai Municipal Corporation & Anr. ... Respondents

...  
Mr.Nikhil Wadikar with Mr.Rushikesh Desai, Mr.Pradip Zende i/b.  
Mr.Nandu Pawar for the Petitioner.

Ms.Vaishali Ugale for Respondent No.1- BMC.

Ms.Manisha Jagtap for Respondent No.2- MHADA.

...  
**CORAM : RAVINDRA V. GHUGE &  
ABHAY J. MANTRI, JJ.**

**DATE : FEBRUARY 20, 2026**

**P.C:**

1. *Prima facie*, the Petitioner did not take permission for the construction of flats on Floor Nos. 20, 21, and 22. The Petitioner cannot show any building and construction permission. Apparently, it is an unauthorized structure.

2. In such circumstances, we are not inclined to protect the Petitioner.

3. The learned Advocate appearing on behalf of MHADA submits that they will file an affidavit-in-reply to justify how and why the construction is liable to be demolished.

4. **Issue notice** to the Respondents, returnable on 18.03.2026.  
The learned Advocate waives service of notice on behalf of Respondent No.1-BMC and the learned Advocate waives service of notice on behalf of Respondent No.2 – MHADA.

5. Let the affidavit-in-reply be filed at least one week prior to the returnable date.

6. All office objections shall be removed on or before, 06.03.2026, failing which, the Registry shall dismiss the Petition without reference to the Court, on 07.03.2026

**(ABHAY J.MANTRI, J.)**

**(RAVINDRA V. GHUGE, J.)**