

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
WRIT PETITION (L.) NO.851 OF 2020**

Moiz Dawoodbhai Palitanawala and Ors. ... Petitioners

V/s.

The Municipal Corporation of Greater  
Mumbai and Ors. ... Respondents

**WITH  
WRIT PETITION (L.) NO.77 OF 2021**

Moiz Dawoodbhai Palitanawala and Ors. ... Petitioners

V/s.

The Maharashtra Housing and Area  
Development Authority ... Respondents

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Mr. Rakesh Kumar a/w Mr. Sagheer Khan i/b. Judicare Law  
Associates, Advocate for the Petitioners.

Mr. Virag Tulzapurkar, Sr. Advocate a/w Mr. Chirag Kamdar, Mr.  
Denzil Arambhan, Ms. Nanki Grewal and Ms. Paridhi Saraf i/b. Wadia  
Ghandy Advocate for the Respondents.

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**CORAM : SMT. SADHANA S. JADHAV &  
SURENDRA P. TAVADE, JJ.**

**DATE : 26<sup>th</sup> JULY 2021.**

**P.C. : Through Video Conferencing**

**Not on board. Upon mentioning taken on board. Order is  
passed on the praecipe.**

1. Heard both the parties extensively. Perused the order

passed on 8<sup>th</sup> July 2021. This Court has granted ad-interim relief in terms of prayer clause (e) which was in existence till 23<sup>rd</sup> July 2021. It is submitted on behalf of Respondent No.7 that the demolition proceedings are already started but they have no objection to protect the shop No.5 which belongs to the petitioners. On the other hand, it is submitted that the petitioner is the owner of the building. The acquisition proceedings are over. The said proceedings are challenged by the petitioner by way of Writ Petition (L) No.851 of 2020 but this Court has passed an order that the petitioners shall not be dispossessed without following due process of law. In view of the above orders, the earlier order dated 1<sup>st</sup> June 2021 is continued till 29<sup>th</sup> July 2021. All contentions of the parties are kept open. The matter shall be placed for admission on 29<sup>th</sup> July 2021.

**(SURENDRA P. TAVADE, J)**

**(SMT. SADHANA S. JADHAV, J)**