



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

WRIT PETITION (L) NO.9599 OF 2026

Kherwadi Rajhans Co-op
Housing Society Ltd. ... Petitioner

Versus

Municipal Corporation of
Greater Mumbai & Anr. ... Respondents

Mr. Karl Tamboly with Mehul Rathod i/b Mehul Rathod for the Petitioner.
Ms. Vaishali Ugale for the Respondent-Corporation.
Mr. Bhanudas Nalawade, Ward Inspector of H/East Ward present.

CORAM : M. S. KARNIK AND

SHYAM C. CHANDAK, JJ.

DATED : 25th MARCH, 2026.

P.C. :

1. Heard learned Counsel for the Petitioner and learned Counsel for the Respondents.
2. The challenge in this Petition is to the demand letter and the warrant of attachment by which the Respondent-Corporation has demanded the property taxes. The report placed on record indicates that the payable outstanding by the Petitioner is Rs.79,67,900/-.
3. The learned Counsel for the Petitioner has relied upon a decision of this Court in *Property Owners' Association and Ors. v. State of Maharashtra and Ors.* reported in *AIR Online 2019 Bom. 2045* in support of his submissions.



In such view of the matter, the Petitioner to submit a comprehensive representation within a period of two weeks to the Respondent No.2-Competent Authority of the Corporation. After giving an opportunity of hearing to the Petitioner, the Competent Authority to decide the representation in accordance with law expeditiously and in any case within a period of 8 weeks from the date of submissions of the representation.

4. The learned Counsel for the Petitioner, on instructions, submits that without prejudice to the rights and contentions and subject to the decision on the representation, the sum of Rs.40,00,000/- would be deposited with the Corporation within a period of two weeks from today. The statement made on instructions is accepted.

5. In this view of the matter, Petition is partly allowed. The premises in question which is subject matter of present Petition be forthwith de-sealed.

6. If any adverse orders are passed on the representation, the same shall not be given effect for a period of two weeks from the date of the decision. The representation to be decided within a period of four weeks from the submissions of the representation. The Petition stands disposed of.

(SHYAM C. CHANDAK, J.)

(M. S. KARNIK, J.)