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

WRIT PETITION NO.1614 OF 2017

Mr. Abdul Qaiyoom Coatwala ... Petitioner

Vs.

The Commissioner,

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

WITH

WRIT PETITION NO.357 OF 2017

Mr. Ismail Shivani & Anr. ... Petitioners

Vs.

The Commissioner,

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

Mr. Sajid Quereshi i/by A.A. Siddiqui for the Petitioner in WP/1614/2017.

Mr. Suresh Sabrad for Petitioners in WP/357/2017.

Mr. V.P. Sawant for Respondent Nos.4 and 5 in WP/357/2017.

Ms. Sheetal Mone for Respondent - MCGM.

Mr. R.R. Verma for Respondent No.8 in WP/357/2017 and for Respondent No.7 in WP/1614/2017.

Mr. S.B. Suryavanshi i/by U.V. Ugale for Respondent No.5 in WP/1614/2017 and for Respondent No.6 in WP/357/2017.

**CORAM : A.S. OKA &
P.N. DESHMUKH, JJ.**

DATE : 25th JANUARY, 2018

PC.

1 Respondent No.8 in WP/357/2017 who is the Respondent No.7 in WP/1614/2017 has tendered across the Bar an undertaking of the said respondent. The undertaking does not refer to any written permission or development permission granted by the Planning Authority. The learned counsel appearing for the said respondent seeks time to produce valid permission granted by the Planning Authority. The learned counsel states that the said respondent is present in Court.

2 Unless this Court is satisfied that the said respondent has been duly authorised by lawful permission to carry out work, he cannot proceed with the work. We permit the said respondent to file an affidavit placing on record a copy of the development permission/ repair permission, if any, within a period of three weeks from today. Place the Petition on 28th February, 2018 under the caption of “Fresh Admission”.

(PN. DESHMUKH, J)

(A.S. OKA, J)