

Prajakta Vartak

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
INTERIM APPLICATION (L.) NO. 15381 OF 2026  
IN  
REVIEW PETITION (L.) NO. 12719 OF 2026

Milind Mohan Atakale Deputy Engineer & Ors. ...Applicants  
In the matter between  
Pradip Bansilal Phulpagare & Ors. ...Petitioners  
Vs.  
The State of Maharashtra & Ors. ...Respondents

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Mr. Anand Pai with Mr. Sachin Mhatre, Ms. Rishika Mehta, Roshan Reji, Ms. Sahil Sayyed, and Ms. Lavanya Panicker i/b. Mhatre Law Associates for Petitioners.

Mr. Sangram Yadav for Applicants.

Mr. R. R. Shetty, Senior Advocate with Mr. R. R. Shetty for Respondent Nos.6 to 8.

Ms. Jyoti Chavan, Addl. G. P. for State.

Mr. P. G. Lad for MHADA.

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CORAM: G. S. KULKARNI &  
AARTI SATHE, JJ.  
DATE: 07 MAY 2026.

P.C.

1. Not on board. Taken on board on a praecipe being moved on behalf of the petitioners.
2. We have already adjourned the proceedings to 15 June 2026, while granting ad-interim protection in terms of our order dated 20 April 2026. The reply affidavits to the review petitions are yet to be filed. Let the same be filed on or before the adjourned date of hearing.
3. The need for the present application, as submitted by Mr. Pai, arises in view of a letter dated 16 April, 2026 addressed by the Joint Secretary, Government of Maharashtra, Department of Housing, to the Vice President of

MHADA, a copy whereof is placed on record.

4. The petitioner apprehends that, on the basis of the said letter, MHADA may take certain action. However, as rightly pointed out by Mr. R. R. Shetty, learned senior counsel for respondent nos.6 to 8, there is already an order of status-quo granted by this Court vide order dated 20 April 2026.

5. In this view of the matter, MHADA cannot undertake any exercise of promotion, even if so desired by the State Government. However, we are of the opinion that MHADA shall place its version on affidavit setting out its response to the said communication addressed by the State of Maharashtra to the Chief Officer of MHADA. Copy of the reply affidavit be served on all the parties well in advance.

6. Till the adjourned date of hearing, the ad-interim orders passed by us on 20 April 2026, which continue to operate as on date, shall continue to operate.

7. In the event any need arises for either the State Government or MHADA to seek any modification of the status-quo granted by us, such parties shall be at liberty to move an interim application, which shall be considered on its own merits, if so filed. All contentions of the parties in that regard are expressly kept open.

8. List the proceedings on **15 June 2026**.

(AARTI SATHE, J.)

(G. S. KULKARNI, J.)