



SMWP:



2024:BHC-OS:15160-DB

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUO MOTO IN WRIT PETITION NO. 1 OF 2024

In Re: Performance of Audit of the
Maharashtra Slum Areas (Improvement,
Clearance and Redevelopment Act, 1971)

...Petitioner

Vs.

The State of Maharashtra & Ors.

...Respondents

WITH
INTERIM APPLICATION NO. 3917 OF 2024
WITH
INTERIM APPLICATION (L.) NO. 30515 OF 2024
WITH
INTERIM APPLICATION (L.) NO. 29877 OF 2024
WITH
INTERIM APPLICATION NO. 3024 OF 2024
WITH
INTERIM APPLICATION (L.) NO. 28846 OF 2024
WITH
INTERIM APPLICATION (L.) NO. 28762 OF 2024
WITH
INTERIM APPLICATION (L.) NO. 28730 OF 2024
WITH
INTERIM APPLICATION (L.) NO. 28516 OF 2024
WITH
INTERIM APPLICATION (L.) NO. 25664 OF 2024
WITH
INTERIM APPLICATION (L.) NO. 25848 OF 2024
WITH
PIL NO. 83 OF 2019
WITH
PIL NO. 109 OF 2019
WITH
CONPPL NO. 5058 OF 2024
WITH
CONPPL NO. 3760 OF 2023
WITH
CONPPL NO. 29681 OF 2023
WITH
CONPPL NO. 5661 OF 2024
WITH
INTERIM APPLICATION NO. 3179 OF 2023
WITH
SMP NO. 2 OF 2023
WITH
WRIT PETITION NO. 1292 OF 2018
WITH



WRIT PETITION (L.) NO. 26454 OF 2023
WITH
WRIT PETITION NO. 3571 OF 2023
WITH
WRIT PETITION NO. 115 OF 2024
WITH
INTERIM APPLICATION (L.) NO. 7753 OF 2024
IN
WRIT PETITION NO. 115 OF 2024

Mr. Darius Khambata, Sr. Adv. (Amicus) Mr. Sharan Jagtiani, Sr. Adv. (Amicus)
Ms. Naira Jejeebhoy (Amicus) with Mr. Priyank Kapadia, Mr. Chanan Parwani, Mr. Tushar Hathiramani, Mr. Tanmay Pawar, Shreenandini Mukhopadhyay, Mr. Muttahar Khan, Ms. Shraddha Achliya, Ms. Avani Divan, Ms. Sankalpita Mullick.
Mr. Samit Shukla, Mr. Siddharth Shah, Ms. Masira Shaikh - Nodal Officers present.
Mr. Jai Chhabria a/w Ms. Sheetal Shah i/b M/s Mehta & Girdharlal for Applicant in IAL/28516/2024.

Mr. Navroz Seervai, Sr. Adv. a/w Mr. Sukrit Parashar, Ms. Adrianna Lillyan i/b Vesta Legal for Applicant in IAL/28762/2024

Ms. Sneha Patil a/w Brena Gala i/b Maniar Srivastava Associates for Applicant in IA/3024/2024 and for Petitioner in WP/115/2024/

Ms. Gulnar Mistry a/w Mr. Akash Rebello, Mr. Prateek Pai, Peterasp Sasuri i/b Corporate Attorneys for Applicant in IAL/28730/2024/

Mr. Chaitanya Chavan a/w Mr. Nikhil Jaykar, Ms. Christine Rewrie, Ms. Janvi Dutt, Ms. Tinaz Kapadia, and Ms. Unnarti Bane, Mr. Hiten Wasan i/b L. R. & Associates for Intervenor (A. H. Wadia Trust) in IA/3917/2024

Ms. Gayatri Singh, Sr. Adv. a/w Ms Sanjot Shirsath for Slum Dwellers.

Mr. Mihir Desai, Sr. Adv. a/w Ms. Rishika Agarwal for Slum Dwellers.

Dr. Birendra Saraf, AG a/w. Smt. Jyoti Chavan, Addl. G. P., Mr. Vaibhav Charalwar 'B' Panel Counsel, Mr. Vikrant Parshurami, AGP for State in SMWP/1/2024 and Interim Applications in SMWP/1/2024.

Mr. Abhay Patki, Addl. GP a/w Mr. Vaibhav Charalwar, B Patel Counsel for State in PIL/83/2019 Mr. Abhay Patki, Addl. GP a/w Mr. Atul Vanarse, AGP for State in SMWP/2/2023.

Mr. Vrushali Kabare, AGP for State in PIL/109/2019, CONPPL/3760/2023, CONPPL/296812023, IA/3179/2023, CONPPL/5661/2024

Mr. Prashant Kamble, AGP for State in CONPPL/5058/2024

Mr. Rajiv Kumar, Sr. Adv. a/w Sheetal Kumar, Mr. Jimish Shah, Mr. Rahil Jhaveri, Mr. Kishan Kumar, Ms. Sarika Samihan Vinchurkar i/b Jimish Shah for N. D. Bhuta Charitable Trust - Landowner

Mr. Nitesh Acharya a/w Mr. Anand Sangvikar for SRA Bar Association

Mr. Altaf Khan For Slum Dwellers (Abdul Samad Maknojia)

Dr. Milind Sathe, Sr. Adv. a/w Mr. Aryan Srivastava, Mr. Viren Mandhle, Mr. Sahil Singh i/b. Wadia Ghandy & Co. for NAREDCO

Mr. Indu Prashant for Association of Slum Developers

Mr. Mayur Khandeparkar a/w Mr. Viraj Parikh, Mr. Samit Shukla, Mr. Siddharth Shah, Ms. Masira Shaikh i/b TRILEGAL for MCHI-CREDAI

Mr. Joel Carlos a/w Ms. Anuja Tirmali i/b Komal Punjabi for BMC



Mr. Vijay Patil i/b Mr. Abhijeet Patil for R. No. 2 - SRA in CONPPL/5058/2024, for R. No. 2 To 5 -SRA in CONPPL/5661/2024 and for R. No. 1 and 2 - SRA in CONPPL/3760/2023

Mr. A. Y. Sakhare, Sr. Adv. a/w Mr. Vijay Patil i/b Mr. Abhijeet Patil for R. No. 6 SRA in PIL/109/2019 and for R. No. 1 and 2, SRA in CONPPL/3760/2023.

Mr. Shakeb Shaikh a/w Mr. Haaris Reshamwala i/b Diamondwala & Co. for R. No. 9 To 16 in PIL/109/2019

Mr. Sandeep Dhangar a/w Kinjal Kakkad i/b Jayesh R. Vyas for R. No. 17 in PIL/109/2019

Mr. Jagdish G. Aradwad (Reddy) for R. No. 13 To 16 in PIL/83/2019, for R. No. 2 & 3 in WPL/26454/2023 and WP/115/2024 , for R. No. 7 to 10 in WP/1292/2018.

Mr. P. G. Lad a/w Ms. Shreya Shah for R. No. 2 MHADA in SMWP/1/2024

Dr. Birendra Saraf, A. G. a/w Mr. Jagdish G. Aradwad (Reddy), Mr. Vaibhav Charalwar for R. No. 2 & 3 in WP/3571/2023.

Mr. Ativ Patel i/b M/s. AVP Partners for R. No. 21.

Mr. Y. R. Mishra a/w Mr. D. P. Singh, Upendra Lokegaonkar, Mr. Sachidanand T. Singh for R. No. 22 in PIL/109/2019.

Mr. Dipesh Siroya, AGP i/b Vaibhav S. Charalwar for State in SMWP/1/2024

Mr. Akash Rebellow a/w Mr. Vishal Hegde, Mr. Amol Shirole, Ms. Aishwaray Jose, Ms. Pranita Dhumak, Ms. Anuja Apte for Slum Dweller

Ms. Shilpa Tripathi a/w Mr. Arun Panickar for R. No. 4.

**CORAM: G. S. KULKARNI &
ADVAIT M. SETHNA, JJ.**
DATE: 14 FEBRUARY 2025

P.C.

1. Mr. Khambata, learned Senior Advocate commenced his argument at 3 p.m. and almost argued upto 5.15 p.m. He would commence further arguments on the adjourned date of hearing.

2. Stand over to **27 February 2025 at 3.30 p.m. (Part heard)**

(ADVAIT M. SETHNA, J.)

(G. S. KULKARNI, J.)