

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

WRIT PETITION NO. 206 OF 2015

Samata Nagar Co-operative Housing SocietiesPetitioner
Union Ltd. And 2 Others

V/S

The Municipal Corporation Of Greater MumbaiRespondent
And 3 Others

WITH

WRIT PETITION NO. 404 OF 2017

Kdi Holdings Private Limited And AnrPetitioner

V/S

The State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 2038 OF 2016

M/s. Neumec Infrastructure Llp And AnrPetitioner

V/S

State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 596 OF 2013

Eversmile Construction Co.pvt. Ltd. And Anr.Petitioner

V/S

State Of Maharashtra And Anr.Respondent

WITH

WRIT PETITION NO. 550 OF 2017

Mig (bandra) Realtors And Builders Pvt Ltd AndPetitioner
Anr

V/S

State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 1068 OF 2016

Dadbhawala Co-operative Housing Society Ltd.Petitioner
And Anr

V/S

State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 909 OF 2016

Chembur Shiv Smruti Cooperative HousingPetitioner
Society Ltd. And Anr

V/S

State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 2387 OF 2016

Kher Nagar Ganesh Krupa Cooperative HousingPetitioner
Society Ltd And Anr

V/S

State Of Maharashtra And 3 OrsRespondent

WITH

WRIT PETITION NO. 704 OF 2016

The Mig Co-operative Housing Society (bandraPetitioner
East) Ground Iv Ltd And Anr

V/S

The State Of Maharashtra And 2 OrsRespondent

WITH
WRIT PETITION NO. 2539 OF 2018

Versova Andheri Matruchhaya Co-operativePetitioner
Housing Society Limited And Anr

V/S

The State Of Maharashtra And 2 OrsRespondent

WITH
WRIT PETITION NO. 1338 OF 2017

Majaswadi Sarvodaya Nagar Co-operativePetitioner
Housing Society Limited And Anr

V/S

The State Of Maharashtra And 2 OrsRespondent

WITH
WRIT PETITION NO. 605 OF 2017

Majaswadi Sarvodaya Nagar Co-operativePetitioner
Housing Society Limited And Anr

V/S

The State Of Maharashtra And 2 OrsRespondent

WITH
WRIT PETITION NO. 2247 OF 2016

Sahakar Nagar Udaya Bhuvan CooperativePetitioner
Housing Society Ltd. And Anr

V/S

State Of Maharashtra And 3 Ors.Respondent

WITH

WRIT PETITION NO. 1899 OF 2016

The Model Mig Co-operative Housing SocietyPetitioner
Limited And Anr

V/S

Municipal Corporation Of Greater Mumbai AndRespondent
2 Ors

WITH

WRIT PETITION LODGING NO. 1920 OF 2016

Bharat Vaishali Co-operative Housing SocietyPetitioner
Ltd. And Anr.

V/S

State Of Maharashtra And 3 Ors.Respondent

WITH

WRIT PETITION NO. 1816 OF 2016

Rustomjee Relaty Private Limited And AnrPetitioner
V/S

Municipal Corporation Of Greater Mumbai AndRespondent
2 Ors

WITH

WRIT PETITION NO. 455 OF 2017

The Model Mig Co-operative Housing SocietyPetitioner
Limited And Anr

V/S

The State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 2604 OF 2016

New D.n. Nagar Co-operative Housing SocietyPetitioner
Union Ltd And Anr

V/S

The State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 2000 OF 2016

Dinesh Abhechand Gandhi And 3 OrsPetitioner

V/S

State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 1996 OF 2016

Vishal Pant Nagar Co-operative Housing SocietyPetitioner
Ltd. And Another

V/S

State Of Maharashtra Through UrbanRespondent
Development Dept And 2 Others

WITH

WRIT PETITION NO. 1997 OF 2016

Dattashram Cooperative Hsg. Soc. Ltd. And 2Petitioner
Ors.

V/S

The State Of Maharashtra And 2 Ors.Respondent

WITH

WRIT PETITION NO. 1492 OF 2016

Central Mumbai Developers Welfare AssociationPetitioner
And Another

V/S

State Of Maharashtra And 2 OthersRespondent

WITH
WRIT PETITION NO. 2774 OF 2016

The Garib Co-operative Housing SocietyPetitioner
Limited And Anr

V/S

The State Of Maharashtra And 2 OrsRespondent

WITH
WRIT PETITION NO. 1161 OF 2017

Kalpataru Enterprises And AnrPetitioner

V/S

State Of Maharashtra And 2 OthersRespondent

WITH
WRIT PETITION NO. 1679 OF 2017

The Middle Income Group Co OperativePetitioner
Housing Society Group V Limited And Anr

V/S

State Of Maharashtra And 2 OthersRespondent

WITH
WRIT PETITION NO. 1816 OF 2016

Rustomjee Relaty Private Limited And AnrPetitioner

V/S

Municipal Corporation Of Greater Mumbai AndRespondent
2 Ors

WITH
WRIT PETITION NO. 216 OF 2019

Rajendra Nagar Siddhivinayak Co-operative Petitioner
Housing Society Limited And Anr

V/S

The State Of Maharashtra And 2 Ors. Respondent

WITH

WRIT PETITION NO. 2826 OF 2016

Sunder Nagar Cooperative Housing Societies Petitioner
Union Ltd. And Anr

V/S

State Of Maharashtra And 3 Ors Respondent

WITH

WRIT PETITION NO. 2615 OF 2017

Vinod Mohanlal Jain Petitioner

V/S

The State Of Maharashtra And 2 Ors Respondent

WITH

WRIT PETITION NO. 822 OF 2017

New Monalisa Chsl And 3 Ors. Petitioner

V/S

The State Of Maharashtra And 2 Ors. Respondent

WITH

WRIT PETITION NO. 1000 OF 2016

Mahavir Enterprises Petitioner

V/S

State Of Maharashtra And 2 Ors Respondent

WITH

WRIT PETITION NO. 1226 OF 2016

Nayan BuildersPetitioner

V/S

State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 1314 OF 2016

Jayamata Co-operative Housing Society Ltd AndPetitioner
Anr

V/S

State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 1937 OF 2016

S D Corporation Pvt LtdPetitioner

V/S

State Of Maharashtra And 2 OthersRespondent

WITH

WRIT PETITION NO. 2327 OF 2016

Swarganga Cooperative Housing Society LtdPetitioner
And Anr

V/S

State Of Maharashtra And 3 OrsRespondent

WITH

WRIT PETITION NO. 2818 OF 2016

Chembur Brindavan Coopertive Housing SocietyPetitioner
Ltd And Anr

V/S

State Of Maharashtra And 2 OthersRespondent

WITH
WRIT PETITION NO. 920 OF 2017

Juhu Shantivan Co-operative Housing SocietyPetitioner
Ltd. And Another

V/S

The State Of Maharashtra Through The UrbanRespondent
Development Department And 2 Others

WITH
WRIT PETITION LODGING NO. 3015 OF 2018

Mig (bandra) Realtors And Builders Pvt. Ltd.Petitioner
And Another

V/S

The State Of Maharashtra And 2 OthersRespondent

WITH
WRIT PETITION NO. 2903 OF 2018

Vibrant Homes LlpPetitioner

V/S

Municipal Corporation Of Greater Mumbai AndRespondent
2 Ors

WITH
WRIT PETITION NO. 2716 OF 2017

Richa Realtors Pvt. Ltd. And AnrPetitioner

V/S

State Of Maharashtra And 5 OrsRespondent

WITH

WRIT PETITION NO. 2363 OF 2017

Richa Realtors Pvt. Ltd. And AnrPetitioner

V/S

State Of Maharashtra And 5 OrsRespondent

WITH

WRIT PETITION NO. 2536 OF 2017

Divisha Developers Llp And AnrPetitioner

V/S

State Of Maharashtra Through Its Urban
Development Dept. And 3 OrsRespondent

WITH

WRIT PETITION NO. 989 OF 2018

Urbania Realty LlpPetitioner

V/S

State Of Maharashtra And 2 OrsRespondent

WITH

WRIT PETITION NO. 1393 OF 2018

Suresh Madhava Hedge And AnrPetitioner

V/S

Union Of India And AnrRespondent

WITH

WRIT PETITION NO. 1705 OF 2018

Radius And Deserve Builders Llp (formerly
Known As Wadhwa And Deserve Builders Llp)Petitioner

V/S

State Of Maharashtra And 2 Ors.Respondent

WITH
WRIT PETITION NO. 2985 OF 2018

Rohan Developer Pvt. Ltd. And Another	Petitioner
V/S	
State Of Maharashtra And 3 Others	Respondent

WITH
WRIT PETITION NO. 597 OF 2018

Vaidehi Akash Realtors Pvt. Ltd.	Petitioner
V/S	
The State Of Maharashtra And 3 Ors	Respondent

WITH
WRIT PETITION NO. 3381 OF 2018

Epitome Residency Pvt. Ltd.	Petitioner
V/S	
State Of Maharashtra And 3 Ors.	Respondent

Mr. Aditya Shiralkar a/w Ms. Prachi Mhatre i/b M/s. Shiralkar & Co. For Petitioner in WP 920 of 2017 and 822 of 2017

Mr. A. Davar a/w Ms. Biyathi Kalra i/b M/s Negandhi Shah ?& Himayatullah for Petitioner in WP 2038 of 2016 and 596 of 2013

Dr. Milind Sathe, Sr. Advocate a/w Mr. B. Deshmukh, Mr. Sanjay Kadam, Ms. A.Sharma, Ms. S.S. Kadam and Ms. Sayalee Rajpurkar i/b Kadam and Co. For the Petitioner in WP 1492 of 2016

Mr. Viraj Maniar a/w Ms. Sneha Patil and Hiral Vora i/b Maniar Srivastava Associate in WP No. 404 of 2017

Ms. Leena Shah a/w Mr. Dipen Furia i/b M/s. Shah & Furia Assoicate for the Petitioner in Writ Petition No. 2615 of 2017

Mr. Amol Mhatre a/w Ms. Asha Nair and Ms. Ketaki Mishra i/b

M/s. Diamondwala & Co. For the Petitioner in Writ Petition Nos. 2716 of 2017 and 2362 of 2017

Mr. Sandeep Patil i/b M/s. Vidhi Partners in WP 1161 of 2017

Mr. N.V. Walawalkar, Sr. Advocate a/w Ms. Vandana Mahadik for MCGM in WP 206 of 2015

Mr. J. Reis, Sr. Advocate a/w Ms. Vandana Mahadik for MCGM

Mr. Pakale a/w Ms. Vandana Mahadik for MCGM in WP 704 of 2016

Mr. J.G. Reddy a/w Mr. Arvind Aswani for Respondent Nos. 2 & 3 in WP 1937 of 2016

Mr. Yashodeep Deshmukh a/w Mr. Kedar Khambev for the Respondent Nos. 1 & 2 in WP 206 of 2015

Mr. V.P. Sawant for Resp No. 3 MHADA

Mr. A.A. Kumbhakoni, AG a/w Ms. Geeta Shastri Addl. GP for Respondent state in WP Nos. 596/2013, 1492/2016

Mr. A.A. Kumbhakoni, AG a/w Mr. A.L.Patki Addl. G.P. for the Respondent State in WP 404/2017, 1338/2017

Mr. A.A. Kumbhakoni, AG a/w Mr. Hemant Haryan, AGP for the Respondent State in WP No. 605/2017, 1161/2017

Mr. A.A. Kumbhakoni, AG a/w Mr. Dushyant Kumar, AGP for the Respondent state in WP 3015 of 2018

Ms. Uma Palsuledesai, AGP for the Respondent State in WP 206/2015, 2774/2016

Mr. Hemant Haryan, AGP for Resp State in WP 909 / 2016, 2363/2017, 2985/2018, 2387/2016

Mr. L.T.Satelkar, AGP for Respondent State in WP 2826/2016

Mr. H.S.Venegavkar , Addl. GP for Respondent No. 550/2016, 822/2017

Ms. Sukanta Karmakar, AGP for the Respondent state in WP 2536/2017, 2615/2017

Ms. Geeta Shastri, Addl GP for the Respondent state in WP 1000/2016, 1314/2016, 1899/2016, 2000/2016, 2038/2016, 2327/2016, 2604/2016, 2818/2016, 455/2017, 920/2017, 1679/2017, 989/2018, 338/2018, 216/2018

Mr. M.A. Sayed, AGP for the Respondent State in WP
1068/2016, 1226/2016, 2716/2017, 597/2008

Mr. A.L. Patki, Addl. GP for the Respondent State in WP
1816/2016, 1937/2016, 1996/2016, 2539/2018

Mr. R.J. Mane, AGP for the Respondent State in WP No.
1705/2018

Mr. Amit Shastri, AGP for the Respondent state in WP no.
1997/2016

**CORAM : S.J. KATHAWALLA &
B.P. COLABAWALLA, JJ**

DATE : 11th November, 2019

P.C. :

Not before the bench of which Shri. B. P. Colabawalla, J. is a
member.

(ASSOCIATE)