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1-SMWP-1-2C



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

High Court On Its Own Motion

...Petitioner

Versus

State Of Maharashtra Through Government Pleader

...Respondent

WITH
INTERIM APPLICATION NO. 3917 OF 2024
WITH
INTERIM APPLICATION (L) NO. 28516 OF 2024
WITH
INTERIM APPLICATION (L) NO. 30515 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. 25664 OF 2024
WITH
INTERIM APPLICATION (L) NO. 25848 OF 2024
WITH
PUBLIC INTEREST LITIGATION NO. 83 OF 2019

Vijendra Kumar Rai

...Petitioner

Versus

State Of Maharashtra And 22 Others

...Respondent

WITH
PUBLIC INTEREST LITIGATION NO. 109 OF 2019
WITH
CONTEMPT PETITION (L) NO. 5058 OF 2024
WITH
CONTEMPT PETITION (L) NO. 3760 OF 2023
WITH
CONTEMPT PETITION (L) NO. 29681 OF 2023



CONTEMPT PETITION (L) NO. 5661 OF 2024
WITH
INTERIM APPLICATION NO. 3179 OF 2023

Vijendra Kumar Rai ...Petitioner
Versus
State Of Maharashtra And 21 Ors ...Respondent

WITH
SUO MOTO PIL NO. 2 OF 2023

High Court On Its Own Motion ...Petitioner
Versus
State Of Maharashtra ...Respondent

WITH
WRIT PETITION NO. 1292 OF 2018

Vijendra Kumar Rai ...Petitioner
Versus
State Of Maharashtra And 17 Ors. ...Respondent

WITH
WRIT PETITION(ST) NO. 26454 OF 2023

A. B. Builders And Developers ...Petitioner
Versus
State Of Maharashtra ...Respondent

WITH
WRIT PETITION NO. 3571 OF 2023

Confederation Of Real Estate Developers
Association Of India ...Petitioner
Versus
The State Of Maharashtra Through The
Principal Secretary ...Respondent

WITH
WRIT PETITION NO. 115 OF 2024
WITH
INTERIM APPLICATION (L) NO. 7753 OF 2024

Royal Netra Constructions Private Limited ...Petitioner
Versus
State Of Maharashtra Through The Principal Secretary ...Respondent



Mr. Samit Shukla, Mr. Siddharth Shah, Ms. Masira Shaikh – Nodal Officers.

Mr. Shiraz Rustomjee, Sr. Adv. a/w Megha H. Chobadia i/b M/s Mehta & Girdharlal for Applicant in IAL/28516/2024.

Mr. Navroz Seervai, Sr. Adv. a/w Mr. Kunal Mehta a/w Mr. Robin Fernandes, Mr. Sukrit Parashar, Ms. Adrianna Lillyan Thangkhiew i/b M/s. Vesta Legal for Applicant in IAL/28762/2024.

Mr. Akash Rebello a/w Ms. Prachi Pandya i/b Corporate Attorneys for Applicant in IAL/28730/2024.

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

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

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

Dr. Birendra Saraf, A. G. with Smt. Jyoti Chavan, Addl. G. P., Mr. Vaibhav Charalwar 'B' Panel Counsel, Mr. Vikrant Parshurami, AGP for State in SMWP/1/2024.

Mr. Abhay Patki, Addl. GP for State in PIL/83/2019

Smt. Vrushali Kabre, AGP for State in PIL/109/2019, CONPPL/29681/2023, CONPPL/5661/2024.

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

Mr. Abhay L. Patki, Addl. G. P. a/w Mr. Atul Vanarse, AGP in SMP/2/2023.

Mr. Mohit P. Jadhav, Addl. G. P. in WP/1292/2018 and WPL/26454/2023.

Smt. Uma Palsuledesai, AGP for State in WP/3571/2023.

Mr. Dipesh Siroya, AGP for State in WP/115/2024 with IAL/7753/2024.



Mr. Viren Mandhle i/b. Wadia Ghandy & Co. for NAREDCO WEST FOUNDATION.

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

Mrs. Indu Prashant for Association of Slum Developers.

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

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. Paras Pawar i/b Mr. P. G. Lad for R. No. 2 MHADA in SMWP/1/2024.

Mr. Vijay D. Patil i/b Mr. Abhijeet Patil for R. No. 2 SRA in CONPPL/5058/2024, R. No. 2 To 5 SRA in CONPPL/5661/2024, R. No. 1 & 2 SRA in CONPPL/3760/2023 and for R. No. 6 SRA in PIL/109/2019.

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

Mr. Vinay Nair i/b Arun Panickar for R. No. 4 in WP/115/2024

Kinjal Kakkad i/b Jayesh R. Vyas for R. No. 17 in PIL/109/2019

Mr. Haaris Reshamwala i/b Diamond Co. for R. No. 9 To 16 in PIL/109/2019.

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

**CORAM : G. S. KULKARNI &
ADVAIT M. SETHNA, JJ.**

DATE : 15 APRIL 2025

**P.C.:**

1. Mr. Seervai, learned senior counsel appearing for Nivarahakk Suraksha Samiti has concluded his arguments. Ms. Gayatri Singh, learned senior counsel for slum dwellers would commence her submissions on the adjourned date of hearing.
2. Part Heard.
3. Stand over to **17 April 2025 at 3.30 p.m.**

[ADVAIT M. SETHNA, J.]

[G. S. KULKARNI, J.]