



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

WRIT PETITION NO. 3004 OF 2025

Nandlal Balkishan Sahjwani & Anr. ... Petitioners
versus
Municipal Corporation of Greater Mumbai & Ors. ... Respondents

**WITH
INTERIM APPLICATION NO. 6720 OF 2025
IN
WRIT PETITION NO. 3004 OF 2025
WITH
INTERIM APPLICATION NO. 7191 OF 2025
IN
WRIT PETITION NO. 3004 OF 2025**

...

Mr.Janak Dwarkadas, Senior Advocate with Mr.Rohan Cama, Mr.Chirag Kamdar, Mr.Abinash Pradhan, Ms.Garima Agrawal, Mr.Yash Dedhia and Ms.Priyanka Mehta i/b. Wadia Ghandy & Co. for the Petitioners.

Mr.Aspi Chinoy, Senior Advocate with Mr.Joel Carlos, Ms.Vaishali Ugale for Respondent No.1- Municipal Corporation.

Mr.Girish Godbole, Senior Advocate with Ms.Vaishali Ugale for Respondent Nos. 2 and 3.

Dr.Birendra Saraf, Senior Advocate with Mr.Vaibhav C., Mr.Yash Sheth, Mr.Dhavall Gandhi i/b. Mr.Tushar Goradia for the Applicant in IA No. 7191 of 2025.

Ms.Kausar Banatwala i/b. Mr.Tushar Goradia for the Applicant in IA No. 6720 of 2025.

Mr.Mayur Khandeparkar (through video conferencing) with Mr.Sandeep Singh for Respondent Nos. 15 to 21 and 25 to 27.

...



CORAM : RAVINDRA V. GHUGE &
ABHAY J. MANTRI, JJ.

DATE : FEBRUARY 24, 2026

P.C:

1. The learned Senior Advocate, Mr. Janak Dwarkadas, a/w the learned Advocate, Mr. Rohan Cama, has completed the oral submissions. Written notes have been submitted in three parts along with five citations, which are as under:

(1) *Estella Fernandes Nee Estella Fernandes Versus Swarna Highrise Constructions and Another*, along with a group of Writ Petitions, *reported in 2023 SCC OnLine Bom 1006: (2023) 4 Bom CR 632;*

(2) *Chandralok People Welfare Association Versus State of Maharashtra, through Government Pleader and Others*, *reported in 2023 SCC OnLine Bom 2300;*

(3) *Anandrao G. Pawar Versus Municipal Corporation of Greater Mumbai and Others*, *reported in 2023 SCC OnLine Bom 2534;*



(4) The order dated 26.09.2023 passed by the Division Bench of this Court in Writ Petition No. 605 of 2023 and connected Writ Petitions (Shree Ram Builders Versus Municipal Corporation of Greater Mumbai & Ors.);

(5) Jagatram Ahuja Versus Commissioner of Gift Tax, Hyderabad, reported in (2000) 8 SCC 249.

2. The learned Senior Advocate, Mr.Aspi Chinoy, a/w the learned Advocate, Mr.Joel Carlos, has completed the oral submissions on behalf of Respondent No.1 – Municipal Corporation. He has tendered his written notes of submissions.

3. The learned Senior Advocate, Mr.Girish Godbole, a/w the learned Advocate, Ms.Vaishali Ugale, has completed his oral submissions.

4. The learned Senior Advocate, Dr.Birendra Saraf, a/w the learned Advocate, Mr.Vaibhav C., has completed his oral submissions. He has tendered his written submissions along with one citation which is as under:

(1) Saligram Ruplal Khanna and Another Versus Kanwar



Rajnath, reported in (1974) 2 SCC 642.

5. The learned Advocate, Mr. Mayur Khandeparkar, is out of town. However, he is available through video conferencing. As it was beyond Court hours, he has agreed to tender written notes and canvas his oral submissions on 05.03.2026 at 3:00 p.m.

6. By consent of the parties, list this part-heard Petition on **05.03.2026 at 3:00 p.m. at Serial No. 1.**

7. The interim order granted earlier shall continue till the next date.

(ABHAY J.MANTRI, J.)

(RAVINDRA V. GHUGE, J.)