



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

WRIT PETITION NO. 2553 OF 2023

Laxmi Nivruti Kamble ...Petitioner
Versus
Public Works Department & Ors. ...Respondents

Ms. Trupti Nirvuti Kamble and Laxmi Nivruti Kamble, petitioner present in person.

Mr. P.G. Lad a/w. Sayali Apte , Aparna Kalathil for respondent-MHADA.

Ms. Nazia Sheikh, AGP for the State.

Mr. N.C. Pawar, Court Receiver present.

Mr. Siddhesh Bhole a/w. Yakshay Chedda, Gauri S. Bandre, Amicus Curiae.

Mr. Shakeeb S. Shaikh for respondent no. 5.

Mr. Santosh Pendurkar, Estate Manager, Naigaon, BDD Chawl present.

Mr. Hitesh Bhagat, Jr. Engineer, BDD Chawl present.

**CORAM: G. S. KULKARNI &
AARTI SATHE, JJ.**

DATE: 9 FEBRUARY 2026

P.C.

1. In pursuance of our order dated 21 January, 2026, Mr. Lad, learned counsel appearing for MHADA, has placed on record the original allotment letter in respect of the tenement in question, namely, tenement no. 902 in B.D.D. Chawl, Tower No. 7, issued in the name of the Court Receiver, High Court, Mumbai. The original allotment letter along with the keys of the tenement, has been handed over to the Court Receiver, who is present in the Court.

2. Upon receipt of the keys of the tenement, the Court Receiver shall complete all the formalities of taking physical possession of the tenement and shall put a seal and maintain a proper panchnama along with photographs of the

tenement and its sealing along with signature of the witnesses. When the Court Receiver visits the premises tomorrow to take physical possession, the concerned Officer of MHADA shall remain present for the purpose of identification of the premises. A report in that regard be placed on record on the adjourned date of hearing. Mr. Lad, learned counsel for MHADA has fairly agreed to inform the name and designation of the concerned officer.

3. Insofar as the dispute as raised in the petition is concerned, we shall hear the parties on the adjourned date of hearing. We have appointed Mr. Siddhesh Bhole as amicus curiae, who has prepared a list of dates which he intends to place on record. A copy of the same is also handed over to the learned counsel for the respondents. We are informed that the pleadings on the petition are complete.

4. Let additional affidavit on behalf of the State Government be also placed on record.

5. Stand over to **24 February, 2026 (H.O.B.) at 3 p.m.**

6. In the meantime, in the peculiar facts of the case, we direct the Chief Officer of MHADA to deposit with the Court Receiver an amount of Rs.25,000/- towards the charges of the Court Receiver within one week from today, which shall be subject to further appropriate orders to be passed on this petition.

(AARTI SATHE, J.)

(G. S. KULKARNI, J.)