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

WRIT PETITION (L) NO. 38027 OF 2025

Murli Raju Kharvi and ors.

... Petitioners

Versus

Municipal Corporation of Greater Mumbai and ors..... Respondents

Mr. Akshay Pai a/w Mr.Rishabh Shanbaug, Mr.Suryajeet Ravrane,
Mr. Urmila Manjrekar i/b Bina R. Pai, for the petitioners.

Mr. Sanjay Udeshi a/w Mr.Rahul Sanghvi, Mr.Darshan Ashar i/b
Sanjay Udeshi & Co., for the respondent no. 6.

Mr. Vikrant Parshurami, AGP for respondent-State.

Ms.Vishali Ugale, for respondent-BMC.

Mr.Vijay Thorat, Junior Engineer (Maintenance) G/S ward.

**CORAM : M. S. KARNIK &
S. M. MODAK, JJ.**

DATE : 2nd APRIL, 2026

P.C. :

1. We have heard learned counsel for the petitioners who alleges that some police officials are harassing the hutment dwellers, who according to the petitioners, are occupying the structures for over 45 years. Learned counsel for the respondent no. 6 submitted that it is not at their behest the action is initiated. It is submitted that respondent no.6 has no concern with the present petitioners as he is a developer of the property adjoining the road.

2. Learned AGP on instructions of the concerned police department submitted that action was initiated by the police officials on the basis of the requisition made by officers of the SRA. However, on the day fixed for taking action, there was no one present on behalf of the SRA and therefore the police officials did not take any action.

3. Needless to mention that the respondents are bound to take action against the petitioners in accordance with law. It is open for the petitioners to resort to appropriate remedies available in law if it is the grievance of the petitioners that respondents are disturbing their settled possession. The authorities are bound to take action after following due process of law.

4. The petition is disposed of with liberty to apply at a later stage.

(S. M. MODAK, J.)

(M. S. KARNIK, J.)