

ITEM NO.3

COURT NO.9

SECTION IX

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s).257/2010

(Arising out of impugned final judgment and order dated 16/12/2009 in WP No. 1077/2007,16/12/2009 in WP No. 1077/2007 passed by the High Court of Bombay)

SUDHIR M KHANDWALA (DEAD) THROUGH LRS. Petitioner(s)

VERSUS

MUN.CORP.OF GR.MUMBAI & ORS. Respondent(s)

(With appln.(s) for permission to file supplementary affidavit)

WITH

SLP(C) No. 1843/2010

(With Interim Relief and Office Report)

SLP(C) No. 2219/2010

(With Interim Relief and Office Report)

SLP(C) No. 18925/2010

(With appln.(s) for exemption from filing c/c of the impugned judgment and Interim Relief and Office Report)

Date : 11/08/2015 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR

HON'BLE MR. JUSTICE R.K. AGRAWAL

For the appearing parties

Mr. Shekhar Naphade, Sr. Adv.

Ms. Vandana Sehgal, Adv.

Mr. Rohan Thawani, Adv.

Mr. Hardeep Singh Anand, AOR

Mr. Kavin Gulati, Sr. Adv.

Mr. Avi Tandon, Adv.

Mr. Rohit Sthalekar, Adv.

Ms. Mukti Chowdhary, AOR

Dr. Rajeev Dhawan, Sr. Adv.

Mr. Yogesh Adiya, Adv.

Ms. Rashmi Singh, Adv.

Mr. T. Mahipal, AOR

Mr. Shivaji M. Jadhav, AOR

Mr. Atul Yeshwant Chitale, Sr. Adv.  
Mrs. Suchitra Atul Chitale, AOR  
Mr. Chetan Sharma, Adv.

Mr. Sanjay Kharde, Adv.  
Mr. Preshit Surshe, Adv.  
Mr. Sant Dharamvir Chotivala, Adv.  
Ms. Chandan Ramamurthi, AOR

Mr. Chirag M. Shroff, Adv.  
Mr. Bhaskar Das, Adv.

Dr. Bheem Pratap Singh, Adv.

M/s. Karanjawala & Co.

UPON hearing the counsel the Court made the following  
O R D E R

I.A. No.3 in SLP(C) No.257/2010 and  
I.A. No.3 in SLP(C) No.1843 of 2010

We have heard learned counsel for the parties and it appears that certain new developments have taken place during the pendency of these petitions.

It is agreed that both the developers will make a representation to the Municipal Commissioner of Greater Mumbai within one week along with all supporting documents presenting their case for regularization of the construction. The Municipal Commissioner will take a decision on the representation(s) within three weeks thereafter.

A copy of the representation(s) will be furnished to the flat buyers and additional copies will also be made available to the Municipal Commissioner.

Before taking a decision, the Municipal Commissioner will hear the flat buyers and also the members of the community in the vicinity of the buildings that are the subject matter of the dispute in these petitions. Copies of the representation(s) should be supplied to the members of the community.

List the matters on 29<sup>th</sup> September, 2015.

(SANJAY KUMAR-I)  
COURT MASTER

(JASWINDER KAUR)  
COURT MASTER