

ITEM NO.59

COURT NO.12

SECTION IX-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No. 48904/2025

[Arising out of impugned final judgment and order dated 04-03-2025 in WP Nos. 778/2018, 11646/2017, 779/2018, 11159/2017 and 11168/2017 passed by the High Court of Judicature at Bombay]

THE CITY AND INDUSTRIAL DEVELOPMENT
CORPORATION (MAHARASHTRA) LTD (CIDCO)

Petitioner(s)

VERSUS

AVINASH DHAVJI NAIK & ORS. ETC.

Respondent(s)

(IA No. 233380/2025 - CONDONATION OF DELAY IN FILING, IA No. 233376/2025 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 233379/2025 - EXEMPTION FROM FILING O.T.)

WITH

Diary No. 1478/2026 (IX)

(IA No. 24147/2026 - CONDONATION OF DELAY IN FILING, IA No. 24148/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 24149/2026 - EXEMPTION FROM FILING O.T.)

Diary No. 1235/2026 (IX)

(IA No. 27864/2026 - CONDONATION OF DELAY IN FILING, IA No. 27865/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 27867/2026 - EXEMPTION FROM FILING O.T.)

Diary No. 1902/2026 (IX)

(IA No. 27639/2026 - CONDONATION OF DELAY IN FILING, IA No. 27640/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 27641/2026 - EXEMPTION FROM FILING O.T.)

Diary No. 2721/2026 (IX)

(IA No. 27337/2026 - CONDONATION OF DELAY IN FILING, IA No. 27339/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 27340/2026 - EXEMPTION FROM FILING O.T.)

Diary No. 1230/2026 (IX)

(IA No. 11577/2026 - CONDONATION OF DELAY IN FILING, IA No. 11580/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No. 11583/2026 - EXEMPTION FROM FILING O.T.)

Date : 16-03-2026 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KUMAR
HON'BLE MR. JUSTICE K. VINOD CHANDRAN

For Petitioner(s) :

Mr. Balbir Singh, Sr. Adv.
Mr. Ravi Prakash, Sr. Adv. (N/P)
Mr. Samir Malik, AOR
Mr. Tushar Mathur, Adv.
Mr. Mahip Singh Sikarwar, Adv.
Ms. Snehal Kaila, Adv.
Mr. Naman Tandan, Adv.

Mr. Siddharth Dharmadhikari, Adv.
Mr. Aaditya Aniruddha Pande, AOR
Mr. Shrirang B. Varma, Adv.
Mr. Bharat Bagla, Adv.
Mr. Aditya Krishna, Adv.

For Respondent(s) :

Mr. Shyam Divan, Sr. Adv.
Mr. Udayaditya Banerjee, AOR
Mr. Kaustubh Patil, Adv.
Ms. Shubhangi Pandey, Adv.
Mr. Adith Deshmukh, Adv.
Ms. Keesha Kumar, Adv.
Mr. Gladson Rodrigues, Adv.
Mr. Arpith Jacob Varaprasad, Adv.

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

Delay condoned.

Though Mr. Balbir Singh, learned senior counsel, appearing for the petitioner, the City & Industrial Development Corporation of Maharashtra Limited (CIDCO), would place reliance on the Constitution Bench judgment in *Girnar Traders (3) vs. State of Maharashtra & Ors.*¹, we are of the opinion that on the facts obtaining, the aforesaid decision has no application whatsoever to the cases on hand.

On merits, we find no reason to interfere with the view taken

1 (2011) 3 SCC 1

by the High Court.

The special leave petitions are, accordingly, dismissed.

Pending application(s), if any, shall stand disposed of.

(DEEPAK GUGLANI)
AR-cum-PS

(PREETI SAXENA)
COURT MASTER (NSH)