

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) Nos. 2353-2354/2021

(Arising out of impugned final judgment and order dated 30-07-2020 in IA LD/VC No. 229/2020 23-09-2020 in IA(L) No. 3486/2020 passed by the High Court of Judicature at Bombay)

RASHIDA RAZZAQ KHAN

Petitioner(s)

VERSUS

MUNICIPAL CORPORATION OF GREATER BOMBAY & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.17726/2021-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 23-02-2021 These petitions were called on for hearing today.

CORAM :

HON'BLE MS. JUSTICE INDU MALHOTRA
HON'BLE MR. JUSTICE AJAY RASTOGI

For Petitioner(s)

Mr. Jitendra G. Damani, Adv.
Mr. Shoaib Ahmad Khan, Adv.
Mohd. Naved Mian, Adv.
Mr. Mansoor Ali, AOR

For Respondent(s)

Mr. Ejaz Maqbool, AOR
Ms. Akriti Chaubey, Adv.

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

We have been informed by the counsel for respondent No. 5-Muhammad Jameel Merchant/ Builder that the petitioners have vacated the area which was occupied by them in building (Savera Terrace) situated at CTS No. 2878A of Village Malvani, Abdul Hamid Marg, Malvani Gate No. 5, Malvani Malad (West), Mumbai 400 064.

The counsel for the petitioner further submitted that the respondent No. 5-Builder has not been provided any transit accommodation and they have no place to shift to till the building is re-constructed.

The petitioners seek liberty to move an application for the said relief before the Bombay High Court in the pending Writ Petition being Writ Petition No. 852 of 2020. In the event of such an application being filed, it would be decided in accordance with law.

With these observations, we dispose of the special leave petitions. Pending application stands disposed of.

(NIDHI AHUJA)
AR-cum-PS

(MATHEW ABRAHAM)
COURT MASTER (NSH)