

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 9562 OF 2022

Ayubali Ibrahim Khanbande and Anr.

.....Petitioners

Versus

The Municipal Commissioner Thane Municipal
Corporation and Ors.

.....Respondents

.....

Mr. A. A. Maniyar, for the Petitioners.

Mr. Vendant Bende a/w Mr. Mandar Limaye, for the Respondent
Nos.1 and 2.

Ms. R. M. Shinde, A.G.P., for the Respondent-State.

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**CORAM : M. S. KARNIK &
SANDESH D. PATIL, JJ.**

DATE : 22nd SEPTEMBER 2026

PC.:-

1. Heard learned Counsel for the Petitioner. The Petitioner has
prayed for following reliefs in terms of prayer Clause 'a' and 'b':

(a) this Hon'ble Court may kindly be pleased to issue Writ of Mandamus or any other appropriate Writ, direction or Order in the nature of Mandamus under Article 226 of the Constitution of India directing and Ordering the Respondent No.1 to 3 to forthwith demolish and pull down the four illegal building under construction on land Survey No.165, Hissa No.1, Village Shil, Kausa, District Thane 400 612, within the limits of Thane Municipal Corporation;

(b) this Hon'ble Court may kindly be pleased to issue Writ of Mandamus or any other appropriate Writ, direction

or Order in the nature of Mandamus under Article 226 of the Constitution of India directing and Ordering the Respondent Nos.1 to 3 to forthwith restrain construction of four unauthorized building on land Survey No.165, Hissa No.1, Village Shil, Kausa, District Thane 400 612, within the limits of Thane Municipal Corporation.

2. Learned Counsel for the Respondent Nos.1 and 2-Thane Municipal Corporation submitted that the Corporation has initiated appropriate action against the illegal structures by issuing Notices under Section 267 and 268 of the Maharashtra Municipal Corporation Act. In addition, the electricity as well as water supply has been disconnected on 29th April, 2026. It is submitted that in accordance with law and after giving proper opportunity, further action shall be taken.

3. Considering that action is being taken, we expect the Corporation to take the Notice to its logical conclusion expeditiously, in accordance with law and in any case within a period of six months from today.

4. In view of above, Writ Petition No.9562 of 2022 stands disposed of.

(SANDESH D. PATIL, J.)

(M. S. KARNIK, J.)