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

WRIT PETITION NO. 4281 OF 2026

Diwakar Damodar Shinde

... Petitioner

Versus

Pratapgad Co-op. Housing Society Ltd. & Ors.

... Respondents

Mr. Mukesh J. Pabari (through VC) for the Petitioner.

Mr. P. G. Lad a/w. Mr. Muralidharan Kalathil for the Respondent-MHADA.

Ms. Jyoti Mhatre i/b Ms. Komal Punjabi and Mr. Abay Raje Jagtap, AE (B&F) for Respondent No.5-BMC.

CORAM : M. S. KARNIK AND

SANDESH D. PATIL, JJ.

DATED : 11th SEPTEMBER, 2026.

P.C. :

1. Learned counsel for the petitioner says that this being a MHADA layout where the unauthorised construction is carried out, it is for MHADA to take appropriate action.

2. We have heard Mr. Lad, learned counsel for MHADA.

3. Learned counsel for the Corporation submitted that since this is a MHADA layout, it is for MHADA to take action as Corporation has no authority to act on the complaint made by the petitioner.

4. This being the position, MHADA to take appropriate action on the basis of the complaint dated 27th April, 2026, made by the petitioner at Exhibit 'H' expeditiously and after hearing the concerned person who may be affected by such action. Necessary action be taken within a period of 12 weeks from the date of communication of this Order in accordance with law.

5. The petition is disposed of.

(SANDESH D. PATIL, J.)

(M. S. KARNIK, J.)