



Ashwini

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION (L) NO. 17838 OF 2023

Gyan SP Developers LLP ...Petitioner
Versus
The Tahsildar 1 (Special Class), SRA ...Respondent

Mr SU Kamdar, Senior Advocate, with Chirag Bulsara, Sarosh Bharucha, i/b Ashok Pande, for the Petitioner.
Mr Jagdish G Aradwad (Reddy), for Respondent Nos. 1 and 2-SRA.
Mr Sagar Patil, for Respondent No. 4-MCGM.
Mr RP Ojha, for Respondent No. 8.

**CORAM G.S. Patel &
Neela Gokhale, JJ.**
DATED: 3rd July 2023

PC:-

1. Not on board. Mentioned. Taken on board.

2. The action of the authority has to be commended for sheer inventiveness. After every attempt to stall demolition of the slum structures failed, the latest opposition comes in the form of a notice from, of all entities, the Pest Control Officer, K/East Ward of the MCGM, saying that the demolition cannot proceed. There is also a reference to a letter of an MLA saying that the project should not proceed.

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3. We will not permit interference with orders of this Court by anyone, whether MLA or any other political entity. The authority of this Court runs above the that of MLAs. Any attempt to interfere with implementation of orders of this Court will be seen as interference with the administration of justice and will be dealt with accordingly.

4. The impugned notice issued by the Pest Control Officer, the 4th Respondent, at page 62 is immediately quashed and set aside and Rule is made absolute. The clearance of the site will proceed and the slum structures will be removed.

5. Mr Reddy, for Respondent Nos. 1 and 2, informs us the programme is fixed for tomorrow at 12.00 noon. The Jogeshwari police station will deploy a sufficient number of male and female personnel on site to assist the SRA.

6. We list the matter for compliance on 5th July 2023.

(Neela Gokhale, J)

(G. S. Patel, J)