



Talwalkar

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 14125 OF 2023**

Commander Baldevsingh Bhagwansingh Bhatti ...Petitioner
Indian Navy (Retired)
Versus
Pune Metropolitan Region Development
Authority ...Respondent

*Mr Anil C Singh, Senior Advocate, with Apurva Gupte, Aadarsh
Vyas, Preeti Gokhale, i/b Pradeep Dubey, for the Petitioner.*

**CORAM G.S. Patel &
Kamal Khata, JJ.
DATED: 8th November 2023**

PC:-

1. Mentioned. Not on board. Taken on board.
2. Heard. The Petition challenges a notice dated 31st October 2023 issued by the Pune Metropolitan Region Development Authority (“**PMRDA**”) under Section 53(1) of the Maharashtra Regional and Town Planning Act, 1966 (“**the MRTPA Act**”) ordering a demolition of the Petitioner’s farmhouse structure at Village Kurvande, District Mawal, Pune.

3. Mr Singh, Learned Senior Counsel for the Petitioner, points out that the structure has been in existence since 1996. Whether or not there are sufficient permissions will have to be examined. We do not see the urgency in removing such a structure. Until the next date there will be an ad-interim injunction in terms of prayer clause (b) of the Petition. This is on a without prejudice and no equity basis and subject to further orders in the Writ Petition itself.

4. As a general directive, we would request all Planning and Local Authorities to stay their hands on demolitions during the Diwali period and certainly until 20th/21st November 2023. There are intervening public holidays between 12th November 2023 (Diwali) and 15th November 2023 (Bhaubeej).

5. List the present matter on 1st December 2023.

(Kamal Khata, J)

(G. S. Patel, J)