



VRJ

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

PUBLIC INTEREST LITIGATION NO.80 OF 2019

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Abha Singh ... Petitioner

V/s.

State of Maharashtra
Through The Secretary, Urban
Development Department & Anr. ... Respondents

Mr. Aditya Pratap for the petitioner.

Ms. Jyoti Chavan, Additional Government Pleader
for the State – respondent No.1.

**CORAM : DEVENDRA KUMAR UPADHYAYA, CJ &
AMIT BORKAR, J.**

DATED : OCTOBER 9, 2024

P.C.:

1. This Court on 31 July 2004 expressed its expectation and hope that final notification for DCPR-2034 for Greater Mumbai and UDCPR-2020 for the State of Maharashtra shall be issued by the State by next date; however, learned Additional G.P. has tendered a communication addressed to her by the Under Secretary, Department of Urban Development, Government of Maharashtra, dated 7 October 2024, according to which, the Urban Development

Department has compiled the concerned files and the files are in process of final approval.

2. Considering the urgency involved in the matter, the Court had given two months' time on 31 July 2024 for finalizing the notification, however, this final notification has yet not been issued. In the meantime, the accidents being caused by fire in buildings, be it residential, commercial or industrial have not abated leading to loss of human life. Only last week it was reported in the newspapers that in an accident caused by fire, seven members of a family have died at Siddharth Colony, Chembur. Such incident is not the solitary incident drawing attention of all concerned and, therefore, the Court had expressed its expectation that the necessary final notification shall be issued within two months, while passing the order on 31 July 2024.

3. The amendment in the DCPR for Mumbai and in UDCPR for rest of the Maharashtra have been proposed only to strengthen the provisions relating to grant of permission for development and to make such constructions compliant with the necessary precautions required for preventing fire and for addressing the situation caused by other natural/manmade

disasters.

4. Accordingly, it was expected of the Urban Development Department to have taken up the issue of finalization of the DCPR and UDCPR with extreme urgency and expediency.

5. Stand over to **11 October 2024**, to enable the learned Additional Government Pleader to seek instructions from the Additional Chief Secretary/Principal Secretary of the Urban Development Department, State of Maharashtra as to within which minimum period the notification shall be finalized.

6. On the next date, the Court may consider passing order stopping all permissions for development being granted by different Planning Authorities/Corporations at least within the city of Mumbai.

(AMIT BORKAR, J.)

(CHIEF JUSTICE)