

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

**WRIT PETITION NO. 1152 OF 2002**

**WITH**

**NOTICE OF MOTION NO. 194 OF 2014**

Citisspace & Ors. .. Petitioners  
V/s.  
State of Maharashtra & Ors. .. Respondents

**WITH**

**WRIT PETITION NO. 200 OF 2002**

Relief Road Housing Societies Association & Anr... Petitioners  
V/s  
Slum Rehabilitation Authority & Anr. .. Respondents

Mr. Z.A. Jariwala i/b Thakore Jariwala & Associates for the petitioners.

Mr. D.J. Khambata, Senior Advocate, appointed as Amicus Curiae.

Ms. K.R. Punjabi for the respondent – BMC.

Mr. B.V. Phadnis i/b Utangale & Co. for respondent no.2.

Mrs. Madhubala Kajale, A.G.P. for the State.

Mr. L.C. Chogle for the petitioner in W.P. No. 200 of 2002.

Mr. G.S. Hegde with Mr. U.V. Singh in NM No. 34/2014.

Mr. R.S. Apte, Senior Advocate, for the applicant in NM No.5/2013.

**CORAM: MOHIT S. SHAH, C.J. &  
M.S. SONAK, J.**

**DATE : 4 SEPTEMBER 2014**

P.C.:

In our order dated 25 July 2014 in the appearance column, “Mr. D.J. Khambata, Advocate General” be shown as “Mr. D.J. Khambata, Advocate General as Amicus Curaie” and “Mrs. Madhubala Kajale, AGP” be shown as “Mrs. Madhubala Kajale, AGP for the State”.

2. We make it clear that Mr. D.J. Khambata has disclosed that he had appeared in this matter for an Association of Developers and, therefore, he states that he may be excused from appearing in the matter. We, however, request Mr. Khambata to assist the Court as Amicus Curaie in this matter.

Learned counsel for all the parties make it clear that they have no objection to Mr. D.J. Khambata assisting the Court as Amicus Curaie.

3. We further make it clear that the directions contained in para 9 of our order dated 25 July 2014 are confined to the applications under Regulation 11(4) of the DCR only in cases where the area of open green spaces is not going to be reduced, but request is going to be made only for relocation or realignment of such green spaces.

**CHIEF JUSTICE**

**(M.S. SONAK, J.)**