

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

WRIT PETITION NO.1812 OF 2013

Atash Behrams, Agiaries and Religious
Institutions Welfare Society and others

Petitioners

versus

State of Maharashtra & others

Respondents

AND

WRIT PETITION NO.2592 OF 2013

Property Owners Association and others

Petitioners

versus

State of Maharashtra & others

Respondents

AND

WRIT PETITION NO.2756 OF 2013

Parsi Panchayat Funds and Properties & ors.

Petitioners

versus

State of Maharashtra & others

Respondents

AND

WRIT PETITION NO.2778 OF 2013

Parsi Panchayat Funds and Properties & ors.

Petitioners

versus

State of Maharashtra & others

Respondents

AND

WRIT PETITION NO.2948 OF 2013

The Foundation for Medical Research & anr.

Petitioners

versus

State of Maharashtra & others

Respondents

AND

WRIT PETITION NO.1278 OF 2013

Mota Mandir Trust and others
versus
State of Maharashtra & others

Petitioners
Respondents

AND
WRIT PETITION (L) NO.2969 OF 2013

The Indian Hotels Co. Ltd. And others
versus
State of Maharashtra & others

Petitioners
Respondents

AND GROUP OF
WRIT PETITION (L) NOS.2752, 2753, 2754, 2755, 2759, 2760,
2762, 2764, 2765, 2767M, 2768M, 2769M, 2770, 2771, 2773, 2774,
2775, 2780, 2786, 2787, 2788, 2791, 2792, 2793, 2794, 2795, 2796,
2797, 2798, 2799, 2817, 2818, 2848, 2849, 2918, 2919 OF 2013

Mr.C.S.Balsara with H.N.Valeit i/by Mulla & Mulla & CBC for
Petitioners in WP Nos.1812/13, 2592/13, 2756/13, 2778/13 and
2948/2013.

Mrs.Kavita Shah for Petitioner in WP No.1278 of 2013.

Mr.M.S.Doctor for Petitioner in WP No.2969/2013.

Ms.Geeta Shastri, Additional G.P. For State.

Mr.M.P.Jadhav, AGP for State.

Mr.A.Y.Bookwala with Mr.Tushar Deshpande, Mr.M.L.Chaturvedi
and Mr.F.Frederick i/by FF & Associates for Petitioners in Group of
WP(L) Nos.2752/2013 to 2919/2013.

Mr.S.S.Pakle with Ms.Sharmila Modle and Yamuna Parekh for
MCGB.

CORAM : MOHIT S. SHAH, C.J. AND
M.S.SANKLECHA, J.

DATE : 23 December 2013

PC :

1. In spite of the fact that notice was issued in Writ Petition No.1812 of 2013 on 4 October 2013, no reply has been filed on behalf

of the State Government. The reply affidavit on behalf of the State Government shall be filed by 15 January 2014.

2. Learned counsel for the Municipal Corporation states that the reply on behalf of the MCGB will be filed on 16 January 2014 and he will endeavour to supply advance copy of the reply affidavit to the respective advocates for the Petitioners in all these petitions before reopening.

3. Rejoinder, if any, to the reply affidavits shall be filed by the Petitioners by 24 January 2014.

4. In the meantime, the Petitioners will pay municipal taxes at the pre-amended rates and also the additional tax at the rate of 25% of the differential tax between the tax payable under the old regime and now payable on the basis of capital value of the property. Such amounts shall be accepted by the MCGB without prejudice to the rights and contentions of the parties.

5. Stand over to 29 January 2014 at 3.00 p.m.

(CHIEF JUSTICE)

(M.S.SANKLECHA, J.)