



SLUM REHABILITATION AUTHORITY

**BEFORE THE DEPUTY CHIEF ENGINEER
SLUM REHABILITATION AUTHORITY
No.SRA/ENG/1044/PS/MHL/LOI**

Sai Darshan SRA CHS
CTS No.50A (pt),
Village Pahadi, Prem Nagar,
Goregaon (W),
Mumbai

...Applicant

V/s.

Jan Bhoomi SRA CHS
Plot bearing CTS No.50A (pt),
Of Village Pahadi,
Prem Nagar,
Goregaon (W),
Mumbai



...Respondent

ORDER

(Passed on 3/06/22)

These proceedings are initiated pursuant to the order of Hon'ble High Court dated 28.02.2022 in Writ Petition No.1892 of 2022 in respect of S. R. Schemes of Applicant as well as Respondent on land CTS No. 50A (pt) of Village Pahadi, Prem Nagar Goregaon (W). In brief the facts which lead to the present proceedings are as under;

Both the societies have submitted their proposals for redevelopment on land in their occupation to Slum Rehabilitation Authority. The proposal of Applicant is accepted by Slum Rehabilitation Authority on 25.05.2006 and proposal of Respondent is accepted on 18.03.2005. It appears that the Applicant filed the said Writ Petition No. 1892 of 2022 for directions to Slum Rehabilitation Authority to conduct General Body Meeting of their society for appointment of Developer. In said Writ Petition an Interim Application No.921 of 2022 was filed by

Respondent alleging that their 148 members have been wrongly included by Applicant Society in their proposal. It was contended by Respondent before Hon'ble High Court that these 148 members are part of their scheme and they have already executed individual Agreement and given consent to Respondent Society. The Hon'ble High Court disposed of the Petition vide order dated 28.02.2022 directing the Applicant as well as Respondent to submit representations before this Authority. Further the Hon'ble Court was pleased to direct this Authority to decide their representations and issue of overlapping as well as other issues if any raised by the parties before 06.06.2022.

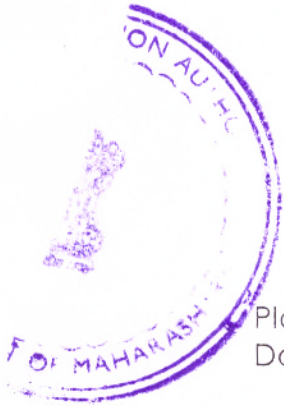
Accordingly the Applicant has submitted representation dated 14.03.2022 and Respondent has submitted representation dated 24.03.2022. The notices were issued to the parties and parties are heard on 19.05.2022. Both the parties were present. On behalf of Applicant chairman, Mr. Mohan Baikar remain present. On behalf of Respondent Mr. Ayaz Khan remain present for Aftab construction. The report of DSLR was called in respect of alleged overlapping. The DSLR has forwarded report dated 17.05.2022 stating that they have verified the record and no overlapping is found by them. The Applicant has stated in their representation that they have decided to exclude 148 members in their scheme and the issue of overlapping is amicably settled by them with Respondent. The Respondent Society has also stated in its submission that due to exclusion of their 148 members by Applicant they have no objection. Further, the Respondent has prayed that the Applicant be directed to submit revised plan by excluding their 148 members and their proposal should be processed further expeditiously. Both parties have not raised any other issue in their respective representation. In view of these



facts and circumstances this Authority find that there is no any issue remain for determination. Accordingly following order is passed.

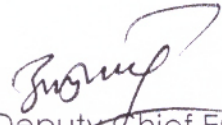
ORDER

1. The representations of Applicant as well as Respondent stands disposed of.
2. The Applicant society is directed to submit a revised proposal by excluding 148 members of Respondent society.
3. On submission of revised proposal by Applicant, both the proposals of Applicant as well as Respondent will be processed further as per rule.



Place:- Mumbai

Date: **3 JUN 2022**


Deputy Chief Engineer
Slum Rehabilitation Authority

No.SRA/Dy. Chief Engineer/ Jan Bhoomi SRA CHS/ **24** /2022.

Date: **3 JUN 2022**

Copy to:

1. Sai Darshan SRA CHS
CTS No.50A (pt),
Village Pahadi, Prem Nagar,
Goregaon (W),
Mumbai
2. Jan Bhoomi SRA CHS
CTS No.50A (pt),
Village Pahadi,
Prem Nagar,
Goregaon (W),
Mumbai
3. Executive Engineer (P/S)Ward/SRA.
4. Chief Legal Consultant/SRA
5. Joint Registrar/SRA
6. Tahsildar-1/SRA
7. IT Officer/SRA
8. DSLR/SRA