

Kashiram s/o Nivruti Gunjal & others Petitioners

The State of Maharashtra & others Respondents

**CORAM : R.M.BORDE &
A.I.S.CHEEMA, JJ.**
DATE : 03rd December, 2015

1 Petitioners are objecting to the notices issued by the
Tahsildar on 06.11.2015, directing them to remove the construction
raised by them on public property.

2 According to petitioners, they are occupying the houses constructed under "Indira Awas Yojana" and as such, they cannot be branded as encroachers. Petitioners further contend that their landed property has been acquired for development of Air Port and as a rehabilitation measure, they have been allotted the plot in question. Petitioners have also tendered reply on 17.11.2015, to the notice issued by the Tahsildar.

3 In the circumstances, it is logical and proper for the Tahsildar to apply his mind to the contentions raised by petitioners in the reply. The Tahsildar, after extending an opportunity of hearing to the petitioners, shall take decision in the proceedings

within a period of four weeks from today and till then, no coercive action shall be taken against petitioners.

4 With the directions as above, writ petition stands disposed of.

A.I.S.CHEEMA
JUDGE

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R.M.BORDE
JUDGE