

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.7729 OF 2015

Mr.Pradeep D. Dalvi for the Petitioner
Mr.V.S.Gokhale, AGP for the respondent Nos.1 to 4.

P.C.:

1 Heard the learned counsel for the petitioner and
the learned AGP for the respondents. On 24th August
2015 time was granted to the learned AGP to take
instructions. An application was made by the
petitioner to the Hon'ble Minister of
Rehabilitation, Maharashtra State praying for
release of his land from acquisition. On the said
application, the Hon'ble Minister has passed order
directing the Divisional Commissioner, Pune to take
necessary action.

2 The grievance of the learned counsel for the
petitioner is that though there is a direction of
the State Government to take action, even as of
today, the Divisional Commissioner has not passed
any order on the said application. The learned AGP

has not received any instructions about the status of the matter. Hence, we accept the said statements made by the learned counsel for the petitioner.

3 Accordingly, we dispose of the petition by passing the following order:

- (I) We direct the petitioner to appear before the Divisional Commissioner, Pune Division, Pune on 14th September 2015 at 11.00 a.m. The petitioner shall produce an office copy of the application dated 5th September 2013 (Exh.A to the petition) along with an authenticated copy of this order before the Divisional Commissioner, Pune;
- (II) If the application has been already decided, a copy of the order shall be supplied to the petitioner within a period of 15 days from 14th September 2015. If the application has not been decided, the same shall be decided within a period of three months from 14th September 2015;
- (III) Status quo as of today in respect of the possession of the acquired land shall be maintained till the date of communication of the order passed by the Divisional Commissioner to the petitioner;
- (IV) If the order passed by the Divisional Commissioner be adverse to the petitioner, the order of status quo will continue for a period of four weeks from the date of communication of the said order to the petitioner;

- (V) All contentions on merits are kept open;
- (VI) Writ petition is disposed of on above terms.

(K.R.SHRIRAM,J.)

(A.S.OKA,J.)