

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 1811 OF 2015

Kalamuddin Usman Shaikh

.....Petitioner

: V/S :

The State of Maharashtra & Ors.

.....Respondents

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Mr. Mayur Khandeparkar i/by. Mr. Omar K. Shaikh, Advocate for the petitioner.

Mr. D.A. Nalawade, Government Pleader for respondents.

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Coram :- Smt. R.P. SondurBaldota, J.

7th September, 2015.

P.C. :-

1). Mr. Nalawade, the learned G.P. appearing for the respondents, concedes that the Deputy Collector (Encroachment/Removal) and the Competent Authority has not complied with the order dated 8th July, 2010 passed by this Court in PIL No. 49 of 2008 and that he has rejected the claim of the petitioner solely on the basis of an order passed at least four years back. He requests that the matter be remanded to the Competent Authority for fresh consideration of the claim of the petitioner. Therefore, the petition is allowed in terms of prayer clause (a). The matter is remanded to the

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(sr. no.16)
Monday,7.9.2015

Competent Authority for considering the claim of the petitioner afresh on its merits. The Competent Authority shall take decision within a period of 8 weeks from today.

(SMT. R.P. SONDURBALDOTA, J)