

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

WRIT PETITION NO. 1384 OF 2015.

Smt. Poonam Prabhakar Hatwar

-VERSUS-

The Hon'ble Collector, Nagpur and others.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders

**CORAM : B.P.DHARMADHIKARI
AND S.B.SHUKRE, JJ.**

DATE : MARCH 17, 2015.

Heard Shri R.S. Kalkar, learned Counsel for
the petitioner and Shri M.K. Pathan, learned A.G.P. for
respondent nos. 1 and 2.

The learned Counsel for petitioner submits
that as there is a dispute between the petitioner –
landlady and respondent no.3 licensee/tenant, the
licence of respondent no.3 under Bombay Prohibition
Act, cannot be renewed.

During hearing, learned A.G.P. who
appears for respondent nos. 1 and 2 has invited our
attention to a circular dated 05.10.1981. He submits

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that verification about the title and licensee of tenanted premises is required to be undertaken at initial stage only and not thereafter.

Having heard the learned counsel for the respective parties, we find that the impugned order bases itself on the circular dated 05.10.1981. It is therefore, apparent that if there is any dispute between the landlord and tenant, the petitioner has to approach the Civil Court to obtain appropriate relief in that respect.

Hence, with said liberty to the petitioner, we dispose of the Writ Petition. No costs.

JUDGE

JUDGE

Rgd.