

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 2512 OF 2015

Karansingh Sakharam Bhil and another ...PETITIONERS

versus

The State of Maharashtra and others ...RESPONDENTS

WITH

WRIT PETITION NO. 2518 OF 2015

Ghula S/o Jambha Bhil and another ...PETITIONERS

versus

The State of Maharashtra and others ...RESPONDENTS

.....
Mr. Rahul S. Pawar, Advocate for petitioner
Mrs.A.V. Gondhalekar, AGP for respondents No. 1 to 5
.....

**CORAM : S. V. GANGAPURWALA AND
K.K. SONAWANE, JJ.**

DATED : 7th JULY, 2016.

Order :-

1. The petitioners seeks directions against respondents to decide their applications/proposals under section 36A of the Land Revenue Code, 1966 (for short "MLR Code").
2. Mr. Pawar, learned counsel for petitioners submits that petitioners had applied for conversion of land for non agricultural use, the same are still pending. According to learned counsel for petitioners, earlier vide order dated 30th April, 2014 this Court had directed the

respondents - authorities to take decision on the proposal of the petitioners under section 36-A of the MLR Code. The petitioners had provided the details for conversion purpose, however, the same are not considered. Learned counsel submits that crucial date for calculating the conversion charges is the date of receipt of application for conversion of use of land. According to learned counsel, the respondent – authority concerned be directed to decide the same as expeditiously as possible. Learned counsel for petitioners to buttress his submission relies on the judgment of the Apex Court in the case of *Union of India and another Vs. Mahajan Industries Ltd and another* reported in 2005(10) SCC 203.

3. Learned Assistant Government Pleader submits that applications of the petitioners are devoid of details and the petitioners may file fresh application in that regard.

4. We have considered the submissions canvassed by the learned counsel for respective parties. According the petitioners, applications are self sufficient with contents of details. It is for the authority to consider the same and decide said applications. The conversion charges would be required to be paid from the date of applications. Considering above, respondent-authority shall decide the applications of the petitioners dated 14-10-2011, as expeditiously as possible, preferably within a period of six months from the date of order.

5. In case certain clarifications are required by the authorities the petitioners shall give such clarification and/or if any deficiencies exist

the petitioners shall cure the same.

6. Writ petition, as such, stands disposed of. No costs.

Sd/-

[K. K. SONAWANE, J.]

Sd/-

[S. V. GANGAPURWALA, J.]

MTK