

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

WRIT PETITION NO.11279 OF 2016

Datta Baswantrao Patil,
Age:44 years, Occ. Agri.,
R/o.At Yesgi, Tq. Biloli
Dist. Nanded
Through Power of Attorney
Mohd. Parvaiz Mohd. Ghouse ..Petitioner

Vs.

The State of Maharashtra
Through Secretary,
Revenue and Forest Department,
Mantralaya, Mumbai – 32
and others ..Respondents

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Mr.A.R.Syed, Advocate for petitioner
Mr.M.M.Nerlikar, AGP for respondents

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**CORAM : R.M. BORDE AND
SANGITRAO S. PATIL, JJ.
DATE : DECEMBER 13, 2016**

PER COURT :

Not on board. Taken on board.

2. Heard.

3. The petitioner has placed reliance on Rule 65 of the Mines and Minerals (Development and Regulation) Act, 1957, which provides that the application tendered by a private land owner for

excavation of sand from his own land, shall have to be decided within one month from the date of presentation of the application.

4. The petitioner tendered the application for excavation of the sand on 18.11.2015. The said application has not been attended by the respondents at all.

5. In the circumstances, respondent no.2 shall take a decision on the application tendered by the petitioner on 18.11.2015, in accordance with the provisions of the Rule referred to above as well as in consonance with the Government Resolution dated 29.06.2016, as expeditiously as possible and preferably, within a period of two weeks from today.

6. With these directions, the Writ Petition stands disposed of.

[SANGITRAO S. PATIL, J.]

[R.M. BORDE, J.]

kbp