

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.8436 OF 2014
(MUKTADWAR UNNATI MANDAL, ERANDOL, JALGAON VS. THE
UNION OF INDIA AND OTHERS)
WITH
WRIT PETITION NO.214 OF 2016
(SATPUDA SHIKSHAN PRASARAK MANDAL VIDYAWADI, THROUGH
ITS OFFICE SECRETARY)

Mr.V.J.Dixit, Senior Counsel h/f Mr.V.B.Patil, Advocate for the
petitioners.

Mr.U.H.Bhogle, AGP for the respondent Nos. 2 to 4.

Mr.A.G.Talhar, Advocate for respondent No.1.

(CORAM : S.S. SHINDE AND
RAVINDRA V. GHUGE, JJ.)

DATE : 20/01/2016

PER COURT :

1. Heard.

2. So far prayer clause “B” in WP No.8436/2014 and in WP No.214/2016 is concerned, we are not inclined to grant the said relief. So far as prayer clause “C” in both the writ petitions is concerned, learned senior counsel appearing for the petitioners submits that, the petitioners have already approached the respondents by filing representations. We do not express any opinion about filing of such representation or maintainability of the same, however, if such representation is already filed praying therein for allowing the

petitioners to use the said building for some other purpose, it is for the State Government to take decision on it keeping in view the relevant government policy and procedure.

3. However, in case, such representations are filed, the respondents to take appropriate decision in accordance with the procedure/rules on the said representations, as expeditiously as possible, however, within 3 (three) months from today. So far prayer clause "D" in both the petitions is concerned, this Court, while disposing of similar WP No.1215/2015, granted one year's time to deposit the amount.

4. In the result, we pass the following order :-

In WP No.8436/2014, the petitioners shall pay the remaining amount of Rs. 11,63,963/- (Rs.Eleven lac sixty three thousand nine hundred sixty three only) with simple interest @ 6% p.a. within a period of one year in four equal quarterly installments.

The respondents are entitled to withdraw Rs.3,00,000/- (Rs. Three lac only) deposited by the petitioners.

In WP No.214/2016, the petitioners shall pay the entire amount mentioned in the notice with simple interest @ 6% p.a. within a period of one year in four equal quarterly installments to the

concerned respondent.

5. With the above observations, both petitions stand disposed of, however, there shall be no order as to costs.

(RAVINDRA V. GHUGE, J.)

(S.S. SHINDE, J.)