

Urmila Ingale

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 7551 OF 2016

Bhimrao Bapurao Atigre .. Petitioner
Vs.
State of Maharashtra and ors. .. Respondents

Mr.Dhairyasheel Sutar, for the Petitioner.
Mr.A.I.Patel, AGP for State.

**CORAM : SHANTANU.S.KEMKAR &
M.S.KARNIK, JJ.
DATE : 04st JULY , 2016**

P.C. :

. Matter is not on board. In view of the urgency,
taken on production board and heard forthwith.

2. Through this Petition, the petitioner is seeking
various reliefs, however, at this stage, learned Counsel for the
petitioner submits that the petitioner is pressing only prayer
clause (a) which reads thus :

“This Hon'ble Court be pleased to call for relevant record
and proceedings from the office of respondents and after
going through the legality, validity and propriety of the
same direct respondent no.3 to hear and decide
application dtd. 22.9.2015 submitted by the petitioner
u/s. 308 of the Maharashtra Municipal Councils, Nagar
Panchayats and Industrial Townships Act, 1965 within
stipulated period; for that purpose issue appropriate Writ
and/or order.”

3. According to the petitioner in regard to the aforesaid prayer clause (a), he had submitted a representation invoking the provisions of Section 308 of the Maharashtra Municipal Councils, Nagar Panchayats and Industrial Townships Act, 1965 before respondent No.3. - Collector, Kolhapur. However, the petitioner's application has not been decided by the Collector yet.

4. Without commenting upon the merits of the matter, in view of the submission made by the petitioner, we are inclined to dispose of the Petition by directing the Collector, Kolhapur to consider and take appropriate decision on the petitioner's application dated 22/09/2015 annexure Exhibit 'G' as expeditiously as possible but not later than 3 months from the date of receipt of copy of this Petition.

5. In regard to the other reliefs claimed in the Petition, it is open for the petitioner to seek appropriate remedy in accordance with law.

6. Petition is disposed of.

(M.S.KARNIK, J.)

(SHANTANU.S.KEMKAR, J.)