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c. Pending the hearing and final disposal of this

petition this Hon'ble Court kindly direct the Respondent No.5 i.e. Bhartesh Construction Company, Belgaon, to stop mining, excavating and transporting of bauxite from the Gat No. 103, Girgaon Village, Tal. Shahuwadi, Kolhpaur and any kind of such work be stayed.”

2. We are afraid that this Court while exercising its writ jurisdiction under Article 226 of the Constitution of India firstly; cannot decide the disputed question of facts and, secondly; cannot give a direction for implementation of the order dated 26.3.2016 passed by Respondent. 4. We are, therefore, inclined to entertain this petition. Writ petition is disposed of, reserving the right of the Petitioner to take out appropriate proceedings before the appropriate forum. All contentions of both the parties are kept open.

M.S. SONAK, J.

V.M. KANADE, J.