

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7407 OF 2016

Dhondiba Babaji Kamble (Deceased)
through his LR Vitthal Dhondiba Kamble .. Petitioner
V/s
State of Maharashtra & Ors. .. Respondents

Mr. Tanaji Mhatogade for the petitioner.
Ms. S.S. Bhende, AGP for the State.

**CORAM: DR. MANJULA CHELLUR, CJ. &
M.S. SONAK, J.**

DATE : 29th NOVEMBER 2016

P.C.:

The petitioner is the owner of property situated at Village Gotane in Ratnagiri District which was acquired for the purpose of Chandoli Abhyaran Project in Ratnagiri. Since the petitioner is residing at Village Danoli, Taluka Shirol in District Kolhapur, he is before us seeking intervention of this Court to direct the respondent authorities to allot the land admeasuring 1 H 15 R in lieu of the land lost by him for the project. Though the respondent authorities were kind enough to allot a portion of 1 H 15 R, to the misfortune of the petitioner during the pendency of the petition the available land identified for the petitioner was allotted to someone else. Thus, the case of the petitioner comes back to the position where it started.

The fact of identifying the land for allotment to the petitioner is not denied by the respondent authorities as could be seen from the averments.

2. In view of the above, we direct the respondent authorities to consider the writ petition as representation and dispose of the matter strictly in accordance with the procedure contemplated within 3 months from today.

3. The writ petition is disposed of with the above directions.

(M.S. SONAK, J.)

CHIEF JUSTICE