

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.62 OF 2015.

Balaji Sansthan through President Vishwajeetsingh Ranjeetsingh
Chungle

..VS..

State of Mah. and ors.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr.M.G.Sarda, Advocate for the petitioner.
Mr.A.V.Palshikar, Agp for resp.1 and 2.
Mr.S.V.Sohoni, Advocate for respondent no.3.

CORAM : B.P.DHARMADHIKARI AND
P.N.DESHMUKH, JJ.

DATED : APRIL 4, 2016.

Heard for sometime.

Notice under Section 127(1) of the
Maharashtra Regional and Town Planning Act, 1966
dated 27th of September, 2014 is admittedly not
accompanied by documents showing the title or
interest of the person serving notice in subject land.

Municipal Corporation has thereafter issued
a communication and called upon petitioner to supply
those documents. Petitioner submits that he has not
received any such communication.

We need not go into that controversy.
Language of said Section is already construed by this

Court and as Legislature has made a provision for deeming fiction, compliance with the requirements thereof is found mandatory.

In this situation, with liberty to petitioner to issue fresh notice and to take such steps as are permissible in law, we dispose of the petition.

No costs.

JUDGE

JUDGE

Chute.