

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

950 PUBLIC INTEREST LITIGATION NO. 146 OF 2016

MANOHAR CHIMAJI CHALAK
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for Petitioner : Mr. Chandrakant V. Thombre And Mr. Farhan Patel

AGP for Respondents: Mr. A.B. Girase

Advocate for Respondent No. 4: Mr. A.M. Gaikwad

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CORAM : S.S. SHINDE &
K.K. SONAWANE, JJ.

DATE : 1st MARCH, 2017.

PER COURT:

1] This PIL is filed, seeking direction to the respondents to remove the encroachments from Survey No.60 situated within the municipal jurisdiction of Georai, Dist. Beed and not to allow any illegal construction on it.

2] Pursuant to notices issued to the respondents, respondent Nos. 2 and 3 have filed affidavit in reply. In the affidavit, in para. 6, it is stated as under :-

“6. I say and submit that the encroachment on the land Sy. No. 60 will be removed within one year after following due process of law. Because, at present there are pakka construction on the said survey land and after examining and verifying and after measuring the entire land i.e. Sy.No. 60 of village Georai, necessary steps will be taken for removal of the encroachment from the said survey number.”

3] In that view of the matter, the grievance of the petitioner stands redressed. PIL is accordingly disposed of. Respondent No.4 shall not give any permission for construction on the aforesaid land.

[K.K.SONAWANE]
JUDGE

[S.S. SHINDE]
JUDGE

grt/-