

Santosh

IN THE HIGH COURT OF BOMBAY AT GOA

**WRIT PETITION NO.816 OF 2017
WITH
WRIT PETITION NO. 809 OF 2017
WITH
WRIT PETITION NO.810 OF 2017
WITH
WRIT PETITION NO.817 OF 2017**

Ramnath Naik

...Petitioner

Versus

State of Goa through the Chief Secretary &
Anr

...Respondents

**Mr SS Kantak, Senior Advocate, with Kher C John Simoes for the
petitioners**

**Mr Dattaprasad Lawande, Advocate General with Kalangutkar,
Additional Govt Advocate for respondents No 1, 2 & 3 in WP
816/2017; with A Gomes Pereira, Additional Govt Advocate for
respondents No 1, 2 & 3 in WP 809/2017, WP 810/2017 and
WP 817/2017**

**CORAM: G.S. PATEL,
NUTAN SARDESSAI, JJ**

DATED: 3rd October 2017

PC:-

1. On instructions, Mr. Lawande, learned Advocate General states that the Petitioner's representation will be considered on merits, but without reference to the Notification dated 4th July 2001. That representation will be considered and decided within a period of four weeks from today. We accept the statement.

2. The reason we have accepted the statement is that it is an admitted position that the scheme of the Notification of 4th July 2001 is not applicable to the Petitioners' case. The Petitioners' construction is after the date of the amnesty notified under that scheme. There is, however, a provision for regularisation that is available in the Code itself, and it is on this basis that the Petitioners' representation will have to be considered.
3. The petition is disposed of in these terms, with liberty to the Petitioners to apply should the decision be adverse to them.

NUTAN D. SARDESSAI, J

G. S. PATEL, J