

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 1514 OF 2018

**SHRIDHAR VISHWAMBAR DESHMUKH
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

Mr.B.R.Kedar, Advocate for the petitioner.

Mr.A.B.Girase, Government Pleader for respondent/State.

**CORAM : S.S.SHINDE &
S.M.GAVHANE, JJ.**

DATED : 07.02.2018

P.C. :-

1. Heard. There is an innocuous prayer in the petition in as much as direction is sought to respondent Nos.3 and 4 for removal of alleged encroachment and illegal construction in Survey No.97 and 98, situated at Kallam, Dist. Osmanabad.

2. We direct respondent Nos.3 and 4 to take appropriate decision in respect of grievances raised by the petitioner by way of filing various applications/representations, as expeditiously as possible, however, within six months from today. Needless to observe that while taking such decision, respondent Nos.3 and 4 shall adhere to the provisions of the relevant Act, Rules and procedure and thereafter take appropriate decision, after adhering to the principle of natural justice. We make it

clear that before taking such decision, if the law mandates that affected persons should be heard, in that case it is for respondent Nos.3 and 4 to adhere to such provision and then take decision.

3. With the above observations, the petition stands disposed of.

4. List this petition for compliance under caption "For Compliance" on 07.08.2018.

[S.M.GAVHANE, J.]

[S.S.SHINDE, J.]