

FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD

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

Court's or Judge's orders

WRIT PETITION NO. 574 OF 2018

BHAGWAN GRAMIN VIKAS PRATISHTHAN
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

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Advocate for the petitioner: Mr. S.R.
Andhale

AGP for respondent/State: Mr. P.N. Kutti

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

Dated: January 15, 2018

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Challenge is raised to the circular issued on 06.09.2017 by Deputy Secretary, Revenue and Forest Department, Government of Maharashtra, Mantralaya, Mumbai to the the District Collector, Ahmednagar, instructing to lodge First Information Report against such of individuals or the societies operating fodder depots on account of commission of irregularities.

2. Learned AGP states on instructions

that appropriate care would be taken to scrutinize each of the matter before lodging First Information Report.

3. The decision taken by the authority on the basis of subjective satisfaction to initiate criminal prosecution and lodge First Information Report obviously would not be subjected to judicial scrutiny. It would be open for the petitioner to challenge final decision of respondents categorizing the petitioner in the black-list, as and when such decision is taken.

4. In view of above, writ petition stands disposed of.

(S.M. GAVHANE, J)

(S.S. SHINDE, J)