

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 785 OF 2017

INGRID COTTA.,

... Petitioner

Versus

STATE OF GOA, THR. CHIEF
SECRETARY, GOVT. OF GOA AND 2
ORS.,

... Respondents

Mr. Vivek Angelo Rodrigues, Advocate for the petitioner.

Mr. Dattaprasad Lawande, Advocate General with Mr. Amogh
Prabhudessai, Additional Government Advocate for respondent
Nos.1 and 2.

Coram:- SHANTANU S. KEMKAR &
NUTAN D. SARDESSAI, JJ.

Date:- 30th January 2018

P.C.:

Challenging the order dated 03rd October,2017(Exhibit-H)
passed by the Deputy Town Planner rejecting the petitioner's
proposal for revised plan, the petitioner filed this petition.

2. The learned Advocate General, on instructions, submits that
in fact the petitioner's claim ought to have been considered in the
light of order dated 4th June,2012 (Exhibit-D) and in the
circumstances the impugned order dated 03rd October,2017
(Exhibit-H) may be allowed to withdraw with a liberty to the
State to reconsider the petitioner's claim afresh taking into
consideration the order dated 04th June,2012 (Exhibit-D).

3. In view of the aforesaid and as agreed, we dispose of this petition by setting aside the impugned order dated 03rd October, 2017 (Exhibit-H) and by directing the competent Authority of the respondent-State to reconsider the petitioner's claim afresh taking into consideration the order dated 04th June, 2012.

4. We expect that the appropriate decision as aforesaid will be taken as early as possible preferably within one month from the date of receipt of this order.

5. The petition is disposed of.

NUTAN D. SARDESSAI, J.

SHANTANU S. KEMKAR, J.

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