

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5971 OF 2018

Adesh Manohar Gove	}	Petitioner
versus		
The State of Maharashtra	}	
and Ors.	}	Respondents

WITH
WRIT PETITION NO. 5853 OF 2018

Navnath Namdev Waghmare	}	Petitioner
versus		
The State of Maharashtra	}	
and Ors.	}	Respondents

WITH
WRIT PETITION NO. 5997 OF 2018

Dhuldeo Pandurang Ghule	}	
versus		
The State of Maharashtra	}	
and Ors.	}	Respondents

Mr. Amit A. Karande with Mr. Ashish
Pawar for the petitioner.

Mr. Siddhesh Kalel-AGP for respondent
nos. 1 to 4.

CORAM :- S. C. DHARMADHIKARI &
SMT. BHARATI H. DANGRE, JJ.

DATE :- JUNE 6, 2018

P.C. :-

The petitioners cannot approach this court in writ
jurisdiction when there are disputed questions of fact. This court

cannot ascertain whether the seizure of a truck stated to be involved in illegal excavation and transport of sand is done in accordance with law or otherwise. The petitioners can approach either the authorities under the Maharashtra Land Revenue Code, 1966 or a competent criminal court and seek release of the seized vehicles for all we know, the order of seizure is dated 15th March, 2018 and thereafter, the petitioners may have moved these authorities. In any event, when there is a clear dispute on fact and there are plural remedies available, we do not entertain these petitions. They are dismissed.

(SMT. BHARATI H. DANGRE, J.)

(S.C.DHARMADHIKARI, J.)