

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 3895/2018.

Smt. Kusum Itwargiri Omkari and others.

-VERSUS-

State of Maharashtra and others.

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

Court's or Judge's Orders

CORAM : B. P. DHARMADHIKARI
AND Z.A. HAQ, JJ.

DATE : JULY 24, 2018.

Heard Shri G.G. Bade, learned Counsel for
petitioners and Shri A.S. Fulzele, learned Addl.G.P. for
respondent nos. 1 to 4.

2. Petitioners claim that there is
encroachment on government land and that land is to
be used as approach way to graveyard. Contention is,
Superior Authorities have already directed its removal.

3. Learned Additional Government Pleader
points out that the alleged encroachers are not party to
present proceedings and records do not show any

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opportunity extended to them before labeling them as encroachers.

4. The matter has been filed before this Court in January, 2017 and it is listed for the first time before this Court on 11.07.2018.

5. In this situation, without observing anything more, we grant petitioners leave to make appropriate representation to the Collector, Gondia in this respect. If such representation is made within a period of four weeks from today, the Collector, Gondia shall deal with it as per law, in next eight weeks.

6. Writ Petition is, disposed of accordingly.
No costs.

JUDGE

JUDGE

Rgd.