

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

CAW NO. 2092/2018 IN WRIT PETITION NO. 6177 OF 2006

(Shri Manohar s/o Bapurao Khorgade & Anr. vs. The state of Maharashtra & Ors.)

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 &
M.G. GIRATKAR, JJ.
SEPTEMBER 03, 2018.**

Heard Shri F.T. Mirza, learned counsel for the petitioners, Shri S.Y. Deopujari, learned GP for respondent Nos. 1 to 4, Shri S.M. Puranik, learned counsel for respondent No. 5 - Corporation and Shri S.K. Mishra, learned Senior Advocate for respondent No. 6 – Nagpur Improvement Trust.

2. Sau. Pramilabai Ashok Sawarkar is present with Shri Matale, Advocate. Upon instructions from her, Shri Matale, Advocate informs that the women residing in the locality adjacent to garden nominated her as President.

3. Shri Mishra, learned Senior Advocate appearing for the respondent – Nagpur Improvement Trust informs that the piece of land in dispute belongs to the State Government and on it Nagpur Municipal Corporation has developed a garden for use of public.

4. The statement made by Shri Mishra, learned

Senior Advocate on instructions is endorsed by Shri Puranik, learned counsel appearing for the Corporation.

5. In this situation, it is apparent that the temple which has come up in public garden cannot continue.

6. We, in this situation, reject Civil Application No. 2092 of 2018. No costs.

JUDGE

*GS.

JUDGE

Gopichand
Tanwarram
Shamdasani

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Gopichand
Tanwarram
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Date: 2018.09.04
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