

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

22 WRIT PETITION NO.450 OF 2018

VISHNU RAVAN KOLBURE

..PETITIONER

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS ..RESPONDENTS

...

Mr. Hanmant V. Patil, Advocate for the Petitioner.
Mrs. G. L. Deshpande, AGP for Respondents-State.
Mr. Vivek Bhavthankar h/f Mr. P. R. Tandale,
Advocate for Respondent Nos.2 and 3.
Mr. Majit B. Shaikh, Advocate for Respondent No.5.

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**CORAM : S. V. GANGAPURWALA &
A. M. DHAVALA, JJ.**

DATED : 28th JANUARY, 2019.

PER COURT:-

1. The grievance of the petitioner is that the encroachment is on the public road. The representations are given from time to time to respondent nos.1 to 4. However, no action is taken. The Divisional Commissioner had also directed Chief Executive Officer to enquire about the encroachment. However, Chief Executive Officer also not taken any action.

2. We have heard the learned counsel for the petitioner and learned counsel for respondents also.

3. The petitioner has filed representation on 20.04.2017 to the Divisional Commissioner who in turn has referred it to the Chief Executive Officer. The Chief Executive Officer and/or the Block Development Officer shall consider the representation of the petitioner and after hearing respondent no.5, the petitioner and the interested parties shall take decision upon the same expeditiously and preferably within a period of six (06) months.

4. Writ Petition is disposed of. No costs.

(A. M. DHAVALA)
JUDGE

(S. V. GANGAPURWALA)
JUDGE