

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD
94 WRIT PETITION NO.13520 OF 2018**

ARVIND PANHARINATH SHELKE

..PETITIONER

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS ..RESPONDENTS

...

Mr. Sanket S. Kulkarni, Advocate for the
Petitioner.

Mr. K. B. Jadhavar, AGP for Respondents-State.

Mr. Ashwin V. Hon, Advocate for Respondent No.4.

...

**CORAM : S. V. GANGAPURWALA &
MANGESH S. PATIL, JJ.**

DATED : 04th JUNE, 2019.

PER COURT:-

1. We have heard Mr. Kulkarni, learned
counsel for the petitioner.

2. Mr. Hon, learned counsel for respondent-
Municipal Counsel submits that at present other
development activities are taking place and
respondent cannot acquire the land by private
negotiation, though resolution was passed earlier.

3. In view of that, the petitioner would have
remedy under Section 127 of Maharashtra Regional
and Town Planning Act, 1966. The petitioner may
avail the said remedy or such other remedy as is
permissible under Act.

4. Writ Petition is disposed of. No costs.

**(MANGESH S. PATIL)
JUDGE**

**(S. V. GANGAPURWALA)
JUDGE**