

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

940 WRIT PETITION NO.8395 OF 2019

RAJENDRA VITTHALRAO JADHAV
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...
Mr. A.B.Kharosekar, Advocate for Petitioner.
Mr. S.N.Morampalle, AGP for Respondents-State.
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**CORAM : S.V. GANGAPURWALA AND
MANGESH S. PATIL, JJ.**

DATE : 10th July, 2019

PER COURT :-

1. Mr. Kharosekar, the learned counsel submits that the show cause notice is issued by the Tahsildar as to why the five times penalty should not be imposed referring to Section 48(7) and 48(8) of the Maharashtra Land Revenue Code. The petitioner has filed reply, however, no decision has been taken on it. The petitioner is restrained from carrying out the work.

2. There is no order on record restraining the petitioner to carry out the work. As far as show cause notice is concerned it is for the Tahsildar to take decision upon it. The petitioner has already filed the reply to the said show

cause notice. The Tahsildar shall take decision upon the show cause notice issued by it (Exh-E) within a period of one month from today.

3. The Writ Petition is disposed of. No costs.

(MANGESH S. PATIL, J.)

(S.V. GANGAPURWALA, J.)

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vmk/-