

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

53 WRIT PETITION NO.11711 OF 2019

VYANKATRAMANNA DEVELOPERS UDGIR THROUGH ITS PARTNER AJAY
 PRALHADRAO MALGE

VERSUS

THE STATE OF MAHRASHTRA AND OTHERS

...

Advocate for Petitioner : Mr Bhavthankar Vivek Vasantrao
 AGP for Respondents State: Mr K B Jadhavar

**CORAM : S. V. GANGAPURWALA &
 ANIL S. KILOR, JJ.**

DATE : 24th September, 2019

ORDER:

1. In fact the resolution is already passed by the Municipal Council on 15.03.2018 cancelling the decision to construct shops on BOT basis. According to the petitioner, an agreement was executed in favour of the petitioner in the year 2009 for constructing shops and building on BOT basis. As the land was under reservation further steps could not be undertaken.

2. The sanctioning of land by the Government in favour of the Municipal Council is an administrative decision and policy decision. The petitioner may assail the resolution passed as may be permissible in law before the appropriate authority.

3. In light of above, the writ petition disposed of. No costs.

(ANIL S. KILOR, J.)

(S.V.GANGAPURWALA, J.)

JPC