

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

WRIT PETITION NO. 13711 OF 2018

Zafarkhan s/o Majidkhan Pathan & Anr. ...Petitioners

Versus

The State of Maharashtra and Ors. ...Respondents

Mr. S.S. Kazi, Advocate for Petitioners
Mrs. A.V. Gondhalekar, Additional Government Pleader for
Respondent/State

**CORAM : S.V. GANGAPURWALA AND
A.M. DHAVAL, JJ.**

DATE: 7th JANUARY, 2019

PER COURT

1. We have heard the learned Advocate for the petitioners and the learned Additional Government Pleader for the respondents/State.

2. The petitioners assail the notice dated 28.09.2018. In fact, same is in the nature of order. No show cause notice appears to be received to the petitioners before passing the said order. The impugned order shall be construed as show cause notice to the petitioners. The

petitioners shall file reply to the same within a period of 15 days. Upon receipt of the reply, the Tahasildar shall take decision with regard to the levy of the amount for regularization on its own merits, considering the reply filed by the petitioners and after hearing the petitioners, and thereafter shall pass the orders on its own merits.

3. The writ petition is disposed of. No costs.

(A.M. DHAVAL, J.) (S.V. GANGAPURWALA, J.)

mta