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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 9399 OF 2012**

Satpur Scrap Merchant Association, through ...Petitioner
Chairman Imtiyaz Nebul Chaudhary
Versus
The State of Maharashtra & Ors ...Respondents

WRIT PETITION NO. 7880 OF 2012

Shabbir Alam Ansari & Ors ...Petitioners
Versus
The State of Maharashtra & Ors ...Respondents

WRIT PETITION NO. 11230 OF 2013

Satpur Ambad Link Road Scrap Merchants ...Petitioners
Association, through Chairman, Mobin
Chaudhary
Versus
The State of Maharashtra & Ors ...Respondents

**PUBLIC INTEREST LITIGATION NO. 3 OF 2011
WITH
CIVIL APPLICATION NO. 100 OF 2012
AND
CIVIL APPLICATION NO. 174 OF 2011**

Bhangar Virodhi Kruti Samiti & Anr ...Petitioners
Versus
The Municipal Corporation of City of Nashik & ...Respondents
Ors

Mr Ketan Joshi, *for the Petitioner in PIL/3/2011.*
Mr ML Patil, *for the Nashik Municipal Corporation.*

**CORAM: S.C. DHARMADHIKARI &
G.S. PATEL, JJ**
DATED: 24th June 2019

PC:-

1. The petitioners are admitting that the Municipal Corporation of Nashik has indeed taken action against the encroachers and removed them. Even their structures are razed to the ground. That they are repeatedly coming back at site and encroaching again and again on land not belonging and not vesting in the Municipal Corporation is no ground at all to interfere. It would not enable us to go on monitoring the situation at site.
2. Anybody aggrieved and dissatisfied with an incomplete action of the Municipal Corporation is free to approach the competent Court. We do not think that a Civil Court is so powerless that it cannot take any cognizance of the complaints of the nature made in this petition. We do not think approaching this Court by filing a Public Interest Litigation would provide a complete redress. We do not think that we should entertain any of these petitions or continue to monitor the activity of removal of encroachments at the site any further.
3. All the petitions are, therefore, disposed of.

4. All civil applications do not survive in the light of disposal of the writ petition and the same are disposed of.

(S.C. DHARMADHIKARI, J)

(G. S. PATEL, J)