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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

PUBLIC INTEREST LITIGATION NO. 26 OF 2018
ALONG WITH
CIVIL APPLICATION NO. 53 OF 2018

Nandu Vishnu Pawar

.. Petitioner

Vs.

State of Maharashtra & Ors.

.. Respondents

Mr. Nikhil Wadikar I/by Savina S. Bangera for Petitioner.

Mr. M. M. Pabale, AGP for Respondent Nos.1 to 5.

Mr. Uday P. Warunjikar for Respondent Nos.3 and 4.

Mr. S. M. Hakar I/by Manish A. Devkar for Respondent No.6.

CORAM: PRADEEP NANDRAJOG, CJ. &
NITIN JAMDAR, J.

AUGUST 07, 2019.

P.C.

1. Learned Counsel for the Satara Zilla Parishad states that in view of the averments made in the Public Interest Petition, the Satara Zilla Parishad would ensure that no person is permitted to cultivate any part of land comprised in the Award dated

28.09.2007 annexed at Annexure-B to the Public Interest Petition and that no person would be permitted to extract water from the percolation tank in the acquired land. Reason why Counsel so states is the grievance made by the Petitioner in the Public Interest Petition that after acquiring the land, which included land comprised in Gat Nos.220, 221 and 223 owned by Respondent No.6, inspite of receiving compensation, Respondent No.6 is cultivating part of his land which was acquired and is drawing the water from the percolation tank.

2. Reason why land was acquired vide Award at Annexure-B is that it was a catchment area. Water needed to be stored and harvested in the catchment area for the benefit of the residents of the Taluka and not to be privately appropriated by a single individual.

3. We dispose of the Public Interest Petition binding the Satara Zilla Parishad to the statement made by their Counsel.

4. Needless to state, the Satara Zilla Parishad shall be rendered all assistance by the State machinery so that the undertaking given by the Satara Zilla Parishad is honoured.

5. Civil Application No. 53 of 2018 does not survive and is disposed of.

NITIN JAMDAR, J.

CHIEF JUSTICE