

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

Amk

WRIT PETITION NO. 1198 OF 2018

Oshiwara Labour Memorial Charitable Trust .. Petitioner
Vs.
The State of Maharashtra & Ors. .. Respondents

Mr. Pradeep Thorat for the Petitioner.
Mr. Himanshu Takke, AGP for Respondent Nos.1 to 3-State.

CORAM : PRADEEP NANDRAJOG, C.J. &
SMT. BHARATI DANGRE, J.
DATE : 18th DECEMBER, 2019.

P. C. :

1. On the plea that land bearing Survey No.109/A/1 corresponding CTS Nos.3-3A to 3A/15, as per the development plan has been reserved for a primary school plus a playground, the Petitioner seeks direction from this Court to compel the State of Maharashtra to decide application filed by the Petitioner for allotment of said land to establish a primary school and in the alternative to issue a direction that notice inviting tender be issued inviting offers from all eligible parties who are desirous of taking said land and to allot the land to the successful bidder.
2. Suffice it to state if the Government land comes under reference for a particular purpose it does not mean that private entities would be entitled to the said land for the Government may use the said land for the purpose specified using its own fund. There is no vested rights in the Petitioner to seek that the land be allotted to a private individual.

3. Prayer made is declined. The Petition is dismissed.

[SMT. BHARATI DANGRE, J.]

[CHIEF JUSTICE]

Arjun
M.
Kadam

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by Arjun M.
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