

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

WRIT PETITION LODGING NO.159 OF 2019

Mohd. Nayeem Kayyum Shaikh : Petitioner.

Versus

State of Maharashtra and ors. : Respondents

Mr. Sagar Batavia I/by Angad Giri for the Petitioner.

Mr. Sukanta Karmakar, AGP for Respondent Nos.1 and 2 – State.

Mr. Shyamsundar Sarvase – Tahsildar (Enc./Rem.) Andheri -1 present.

**CORAM : NARESH H. PATIL, C.J. &
N. M. JAMDAR, J.**

DATE : 15 FEBRUARY 2019

P.C.

1 The Petitioner has made application dated 7 September 2017 requesting the Deputy Collector (Enc. & Rem.), Competent Authority, Andheri-1 to decide his eligibility in respect of Annexure-II of slum rehabilitation scheme in respect of plot of land situated at CTS No.808 (pt), 817, 818 (pt) and 809 (pt), Village Ambivali, Taluka Andheri.

2 It is the contention of the Petitioner that the said application has not been decided so far and unless it is decided, he could not be in a position to establish his right to occupy the permanent tenement.

3 In the facts we find that the said application deserves to be decided at the earliest.

4 The learned AGP on instructions of the officer from the said department makes a statement that within three months from today, the application filed by the Petitioner would be decided on its own merits. We accept the said statement.

5 In view of the aforesaid statement made by the learned AGP, the Petition is disposed of with no order as to costs.

N. M. JAMDAR, J.

CHIEF JUSTICE