

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

LD-VC-CW NO. 959/2020

Vijay S. Dolas
..VS..
State of Maharashtra & ors.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri M.N. Ali, Advocate for the petitioner
Shri D.P. Thakare, Addl. GP for the respondent/State

CORAM : Z.A.HAQ & ANIL S. KILOR, JJ.
DATED : 24/08/2020

1] The present petition is arising out of the order passed on appeal under Section 247 of the Maharashtra Land Revenue Code (for short "the Code"), relating to seizure of vehicle on the allegation that the petitioner was illegally transporting sand excavated without permission.

2] Shri Thakare, learned Addl. GP raised preliminary objection to the maintainability of the present petition and points out that remedy of filing appeal under Section 247 of the Code before the State Government is available to the petitioner.

3] Shri M.N. Ali, learned advocate for the petitioner, at this stage, requests for withdrawal of the petition with liberty to file appeal before the State Government. He further prays that this Hon'ble Court may direct the State Government to decide the appeal within stipulated period.

4] In the light of above facts, we allow the petitioner to withdraw the present writ petition with liberty as prayed for. We further direct the State Government to decide the appeal, if any filed by the petitioner, within a period of six weeks from the date of filing of the appeal.

5] The petitioner undertakes to point out this order to the authority as soon as he files the appeal before the State Government.

6] The petition is **disposed of** accordingly. No order as to costs.

JUDGE

JUDGE