

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 5337 OF 2021

Kisan Sakharam Potdar
(Deceased) Through L.R.
Ratnakar Rajaram Potdar

..PETITIONER

VERSUS

State of Maharashtra and Others

..RESPONDENTS

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Mr. N.R. Thorat, Advocate for petitioner
Mrs. V.N. Patil-Jadhav, A.G.P. for respondent - State

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**CORAM : S.V. GANGAPURWALA AND
SHRIKANT D. KULKARNI, JJ.
DATED : 25th MARCH, 2021**

PER COURT :

1. The grievance of the petitioner is that the application filed for compensation towards acquired structure is not decided.

2. We are not inclined to entertain the writ petition for the relief claimed. The petitioner has filed application for compensation towards acquired structure only on 16th January, 2021 and within a period of one month has filed the present writ petition seeking direction against the authority to decide the said proceeding. We cannot encourage such litigation under Article 226 of the Constitution of India. It is only if within reasonable time the authority does not decide the claim, the petitioner may approach this

Court. It was unreasonably on the part of the petitioner to invoke jurisdiction under Article 226 of the Constitution of India seeking direction against the authority to decide the claim though one month had also not lapsed.

3. We are not inclined to entertain the writ petition and give direction to the authority. Writ petition stands disposed of.

(SHRIKANT D. KULKARNI, J.)
SSD

(S.V. GANGAPURWALA, J.)