

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

916 CRIMINAL WRIT PETITION NO.497 OF 2021

MANOHAR MAROTI WAVALE
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

Mr S.B. Solanke, Advocate for petitioner
Mrs P.V. Diggikar, A.P.P. for respondent/State

**CORAM : V. K. JADHAV AND
SHRIKANT D. KULKARNI, JJ.**

DATE : 6th August 2021

PER COURT :

1. We have heard the learned Counsel for the petitioner for some time.
2. The learned Counsel for the petitioner seeks leave to convert the Criminal Writ Petition into civil Writ Petition.
3. The petition is filed with the following prayers :

"(B) By issuing writ of mandamus or any other writ, order or directions in the like nature, this Hon'ble Court may be pleased to direct the respondent authorities to conduct an enquiry in respect of the illegal construction of respondent no.11 and further to take appropriate legal action against the respondent no.11 including the initiation of criminal prosecution and for that purpose issue necessary orders;

(C) By issuing writ of mandamus or any other writ, order or directions in the like nature, this Hon'ble Court may be pleased to direct the respondent authorities to construct an enquiry of the illegal construction of the respondent no.11 and further to demolish the entire illegal construction of respondent no.11 and for that purpose issue necessary orders."

4. It appears that the petitioner is seeking directions to the respondents-authorities to conduct enquiry in respect of the illegal construction of respondent no.11 and further to demolish the entire illegal construction of respondent no.11.

5. In view of the prayers as above, we permit the petitioner to convert the Criminal Writ Petition into civil Writ Petition. The petitioner to take appropriate steps for converting the Criminal Writ Petition into civil Writ Petition.

(SHRIKANT D. KULKARNI, J.)

(V. K. JADHAV , J.)

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