

**IN THE HIGH COURT AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD**

1057 WRIT PETITION NO.7176 OF 2021

M/S DHURUV BUILDCON, THR IT PARTNERS BAPUSAHEB
DAGADUBA KADAM

VERSUS

THE STATE OF MAHARASHTRA AD OTHERS

...

Advocate for Petitioner : Mr. Palodkar Devdatt P

AGP for Respondents 1, 3 & 4 : Mr. A.R. Kale

Advocate for Respondent 5 : Mr. S.V. Deshmukh

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**CORAM : S.V. GANGAPURWALA &
R.N. LADDHA, JJ.**

DATED : 13/08/2021.

PER COURT :

. Mr. Palodkar, learned counsel submits that the State Government has not yet taken decision regarding the modification under section 31(2) of the MRTP Act though the time stipulated in the provisions of the Act expired long back.

2. According to the learned counsel, in the year 2013 the draft development plan was published and final development plan was published on 8.11.2017 and on the same day the substantial modification was republished. Suggestions and objections were

invited. The officer appointed considered the suggestions and objections and after hearing the parties concerned submitted report to the Government under section 3 (2) of the MRTP Act on 18.1.2019. The decision is required to be taken by the Government as per the second proviso of section 31 (2) of the MRTP Act within one year. The decision is not yet taken. The outer limit to take decision on the modification expired on 18.1.2020.

2. The State Government shall take decision upon the report submitted by the officer appointed and the modification (subject matter of the petition) within three months.

3. With these observations, writ petition is disposed of.
No costs.

[R.N. LADDHA, J.]

[S.V. GANGAPURWALA, J.]

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