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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE**

CRIMINAL WRIT PETITION NO.2779 OF 2021

Omkar Dilip Kadam

... Petitioner

Vs.

State of Maharashtra & others

... Respondents

Mr.Kuldeep S. Patil i/b Ms.Heena P. Suvarnakar for the Petitioner

Ms.Sangeeta Shinde, APP, for Respondent – State

**CORAM: S.S. SHINDE &
N.J. JAMADAR, JJ.**

DATED: AUGUST 6, 2021

P.C.:

1. Learned Counsel appearing for the petitioner submits that the Appeal against the order of externment of the petitioner i.e., Appeal No.66 of 2020 is pending before Respondent No.3 – Divisional Commissioner (Revenue), Pune Division, Pune, for a considerable period. The Learned APP appearing for the Respondent – State has no objection if the said Appellate Authority is directed to decide the said pending Appeal within the stipulated period.

2. In the light of the submissions made across the bar and the prayer restricted by the learned Counsel appearing for the petitioner that the petitioner will be satisfied in case the Appellate Authority is directed to decide the pending appeal within a stipulated period, the following order is passed:

ORDER

- i) The Appellate Authority i.e., Divisional Commissioner (Revenue), Pune Division, Pune, is directed to decide the Externment Appeal No.66 of 2020 (Omkar Dilip Kadam vs. State of Maharashtra & Others) pending before it, as expeditiously as possible, if not decided already, however, within two weeks from the date of receipt of a copy of this order, on its own merits.
- ii) While deciding such appeal, the Appellate Authority shall adhere to the principles of natural justice.
- iii) After such decision is taken, it shall be communicated forthwith to the parties.

3. Writ Petition is partly allowed and stands disposed of accordingly in the above terms.

4. All concerned to act on an authenticated copy of this order.

(N.J. JAMADAR, J.)

(S.S. SHINDE, J.)