

Prajakta Vartak

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION**

**WRIT PETITION NO.8567 OF 2021**

Sau. Sulakshana Shilwant-Dhar **...Petitioner**  
**V/s.**  
Divisional Commissioner, Pune Division & Ors. **...Respondents**  
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Mr. Chaitanya Nikte with Ms. Sneha Bhangе for Petitioner.  
Mr. S. H. Kankal, AGP for State.  
Mr. Rohit Sakhadeo with Mr. Pushkar Nagpurkar for Respondent  
No.2/PCMC.  
Mr. Niranjаn Bhavake i/b. Bhavake & Associates for Respondent No.3.  
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**CORAM : G. S. KULKARNI, J.**  
**DATE : DECEMBER 21, 2021**

**PC :**

1. Having considered the order dated 06 December, 2021 passed by this Court and having reconsidered the position of the respondent no.3, learned counsel for the respondent no.3 concedes that the impugned order passed by the Divisional Commissioner was without jurisdiction and authority. He makes a statement that his client now intends to prosecute appropriate proceedings as permissible in law. In view of such stand taken by respondent no.3, nothing would survive for adjudication in this petition.

2. The petition is disposed of subject to the above observations, while holding that the impugned order dated 24 November, 2021 is illegal for want of jurisdiction. It is hence quashed and set aside.

3 No costs.

**(G. S. KULKARNI, J.)**