

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

WRIT PETITION NO.6094 OF 2022

**DNYANESHWAR GOKULDAS NIMASE
VERSUS
THE UNION OF INDIA THROUGH THE COMMANDING OFFICER
AND OTHERS**

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**Advocate for Petitioner:
Mr. V. B. Kale h/f. Mr. Narwade Narayan B.
AGP for Respondent/State: Mr. A. R. Kale
Advocate for Respondent No.1: Mr. R. R. Bangar**

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**CORAM: RAVINDRA V. GHUGE
AND
ARUN R. PEDNEKER, JJ.**

DATE: 04th AUGUST, 2022

PER COURT:

1. The Petitioner prays for release of vehicle which has been seized. The learned Advocate representing Respondent No.1 submits that as the vehicle illegally entered a restricted area which is under the Commanding Officer A & E Regiment (KK Range) ACC and School, Ahmednagar, that an FIR has been registered.

2. The vehicle at issue was transporting mud. The contention of the Petitioner is that there is a scheme implemented by the State of

Maharashtra through the Rural and Water Conservation Department titled as Galmukta Dharan and Galyukta Shivar. Farmers engage such vehicles for excavation of mud. The vehicle mistakenly entered the defence area.

3. The learned Advocate for the Petitioner submits that he would avail of the legal remedies as are permissible in law.

4. In view of the above, this Petition is disposed off with liberty as is permissible in law.

[ARUN R. PEDNEKER, J.]

[RAVINDRA V. GHUGE, J.]

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