

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

WRIT PETITION NO. 287 OF 2022

Ganabai Mangilal Rathod

.. Petitioner

Versus

The State of Maharashtra and others

.. Respondents

Mr. Dattatraya R. Jayabhar, Advocate for the Petitioner.

Mr. A. R. Kale, AGP for Respondents/State.

**CORAM : S. V. GANGAPURWALA &
 S. G. DIGE, JJ.**

DATED : 06th JANUARY, 2022.

PER COURT:-

- . Heard Mr. Jayabhar, learned counsel for the petitioner.
2. According to the learned counsel for the petitioner, the road is constructed in the submerged area. The road should be constructed outside the submerged area. The construction of road in submerged area is not feasible and viable.
3. The learned A.G.P. submits that out of eight Km. road, 7.5 Km. road is already constructed. It is with the vested interest the petitioner is opposing construction of the remaining area. The road is already in existence.

4. The alignment of the road is the subject matter to be dealt with by the experts. The experts have to consider the feasibility and viability of the road and it is only after the survey and study is made, the road is to be constructed.

5. In the light of that, we are not inclined to entertain the present writ petition. Writ petition is disposed of. No costs.

(S. G. DIGE)
JUDGE

(S. V. GANGAPURWALA)
JUDGE

P.S.B.