

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH, NAGPUR**

**WRIT PETITION NO.53 OF 2022**

**Amit Bhagwan Gedam,**  
Aged 34 Yrs., Occu.: Business,  
R/o. Beena, Tehsil Kamptee,  
District Nagpur

.... **PETITIONER**

**// VERSUS //**

**1. State of Maharashtra,**  
In the Ministry of Revenue & Forest,  
Mantralaya, Mumbai -32  
Through its Secretary

**2. The Divisional Commissioner,**  
Nagpur Division, Nagpur

**3. The Additional District Collector,**  
Bhandara.

.... **RESPONDENTS**

**WITH**  
**WRIT PETITION NO.59 OF 2022**

**Vijeshkumar S/o. Janba Chopkar,**  
Aged 39 Yrs., Occu.: Business,  
R/o. Kothurna, Tehsil & District  
Bhandara

.... **PETITIONER**

**// VERSUS //**

**1. State of Maharashtra,**  
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Through its Secretary

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Nagpur Division, Nagpur

**3. The Additional District Collector,**  
Bhandara.

.... **RESPONDENTS**

**WITH**  
**WRIT PETITION NO.56 OF 2022**

**Sanjay S/o. Raghunath Mungle,**  
Aged 35 Yrs., Occu.: Business,  
R/o. Bisi, Tehsil Chimur,  
District Chandrapur

.... **PETITIONER**

**// VERSUS //**

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Through its Secretary

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Bhandara.

.... **RESPONDENTS**

**WITH**  
**WRIT PETITION NO.61 OF 2022**

**M/s. New Mansi Gift &**  
Greeting Gallery,  
Through its Proprietor,  
Shri Deepak Hariram Gangwani,  
Aged 54 Yrs., Occu.: Business,  
R/o. Khamtalao, Mukherjee Ward,  
Bhandara

.... **PETITIONER**

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Through its Secretary

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Nagpur Division, Nagpur

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Bhandara.

.... **RESPONDENTS**

**WITH**  
**WRIT PETITION NO.60 OF 2022**

**Satish S/o. Govinda Gotephode,**  
Aged 37 Yrs., Occu.: Business,  
R/o. Kothurna, Tehsil & District  
Bhandara

.... **PETITIONER**

**// VERSUS //**

**1. State of Maharashtra,**  
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Mantralaya, Mumbai -32  
Through its Secretary

**2. The Divisional Commissioner,**  
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**3. The Additional District Collector,**  
Bhandara.

.... **RESPONDENTS**

**WITH**  
**WRIT PETITION NO.58 OF 2022**

**M/s. Nashik Transport,**  
Through its Proprietor,  
Shri Ashok Lakshman Sahare,  
Aged 36 Yrs., Occu.: Business,  
R/o. Plot No. 273, Sant Jagnade  
Housing Society, Nagpur

.... **PETITIONER**

**// VERSUS //**

**1. State of Maharashtra,**  
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Mantralaya, Mumbai -32  
Through its Secretary

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Nagpur Division, Nagpur

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Bhandara.

.... **RESPONDENTS**

**WITH**  
**WRIT PETITION NO.55 OF 2022**

**Sevak S/o. Bhimrao Ramteke,**  
Aged 42 Yrs., Occu.: Business,  
R/o. Bisi, Tehsil Chimur,  
District Chandrapur

.... **PETITIONER**

**// VERSUS //**

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Mantralaya, Mumbai -32  
Through its Secretary

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Nagpur Division, Nagpur

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Bhandara.

.... **RESPONDENTS**

**WITH**  
**WRIT PETITION NO.57 OF 2022**

**Lokram S/o. Mitaram Thakre,**  
Aged 40 Yrs., Occu.: Business,  
R/o. Kumbhli, Tehsil Sakoli,  
District Bhandara

.... **PETITIONER**

**// VERSUS //**

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Bhandara.

.... **RESPONDENTS**

**WITH**  
**WRIT PETITION NO.54 OF 2022**

**Jitendra Ganesh Mhaske,**  
Aged 40 Yrs., Occu.: Business,  
R/o. Ward No. 5, Santaji Nagar,  
Kandri, Tehsil Parseoni, Dist. Nagpur

.... **PETITIONER**

**// VERSUS //**

**1. State of Maharashtra,**  
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.... **RESPONDENTS**

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Mr V. S. Kukday, Advocate for the petitioners in all petitions  
Mr N. P. Mehta, AGP for respondent Nos.1 to 3 in all petitions

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**CORAM : SUNIL B. SHUKRE AND**  
**G. A. SANAP, JJ.**  
**DATED : 23.09.2022**

**ORAL JUDGMENT : (PER : SUNIL B. SHUKRE, J.)**

1]           Heard. **RULE.** Rule made returnable forthwith. Heard finally by consent.

2]           In each of these petitions issue involved is same and common and therefore, these petitions are being disposed by this common judgment. The issues involved primarily relate to the right of

the petitioners to seek extension of period of lease during which different sand ghats were allotted to each of these petitioners for their excavation and if the extension of the lease period could not be granted, whether the petitioners would be entitled to be refunded their security deposits or not.

3] We find that now new sand ghat allotment policy has come into force with effect from 28.01.2022 and therefore, whatever has to be done now would have to be in accordance with the new sand ghat allotment policy. The lease agreements of the petitioners were executed prior to coming into force of a new sand ghat allotment policy and now obviously they are no longer workable. Considering these facts, the State Government in its reply filed in each of the petitions has conceded that it is willing to refund the security deposits of each of the petitioners. If that is so, we are of the view that these petitions can be disposed by issuing appropriate directions.

4] We direct the State Government to refund the security deposits of each of the petitioners within a period of eight weeks from the date of the order. We further direct that the lease agreements executed by each of the petitioners shall be treated as cancelled with

effect from 28.01.2022. All these writ petitions stand disposed of, accordingly.

5] Rule is made absolute in the above terms. No costs.

(G. A. SANAP, J.)

(SUNIL B. SHUKRE, J.)

*Namrata*