

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CIVIL APPLICATION (CAS) NO.1110/2022

IN

SECOND APPEAL ST. NO.10197/2022

Smt Kamlabai Pundlikrao Kambale and others

Vs.

The Collector, Collector Office, Amravati and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri Y.B. Sonone, Advocate for appellants

CORAM : SMT. M.S. JAWALKAR, J.

DATED : 20/10/2022

For the reason stated in the application, the delay in filing Second Appeal is hereby condoned.

2. The Registry is directed to register the Second Appeal.

3. List the matter after Diwali Vacation, 2022 after registration of Second Appeal.

4. The application stands disposed of.

SECOND APPEAL ST. NO.10197/2022

Issue notice to the respondent, returnable within three weeks on the following substantial question of law:

“Whether the learned Lower Court has rightly hold that the respondent No.3 has power under Section 53(2) of the Bombay Village Panchayat Act, 1958 to remove encroachment on Government land?”

2. It is made clear that endeavour shall be made to dispose of the Second Appeal at the stage of admission itself.

JUDGE

R.S. Sahare