

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

928 WRIT PETITION NO.466 OF 2023

VASANT WAMAN SHINKAR WANI AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH
ITS PRINCIPAL SECRETARY AND OTHERS

...
Advocate for Petitioners : Mr. Thoke Dhananjay B
AGP for the respondent – State : Mrs. M.A. Deshpande
...

**CORAM : MANGESH S. PATIL &
S. G. CHAPALGAONKAR, JJ.**

DATE : 12 JANUARY 2023

PC :

The petitioners are aggrieved by the enquiry being conducted by the respondent no. 5 – Tahsildar on a complaint filed by the respondent no. 6 wherein a notice to show cause has been issued to them in a proceeding under section 48(7) of the Maharashtra Land Revenue Code, 1966. It is apparent that the petitioners have even replied the notice on 02-01-2023. It would be premature for this Court to now embark any scrutiny of facts and to reach a conclusion that could have a bearing on the final order to be passed by respondent no. 5 – Tahsildar.

2. True it is that the Tahsildar – respondent no. 5 has apparently addressed a letter to the Sub Divisional Officer, Pachora touching the various aspects of the allegations and the enquiry being

conducted by him. There is nothing for us to reach a conclusion that he would overlook this correspondence at page 66, the letter dated 07-12-2022.

3. We dispose of the writ petition with a hope that the respondent no. 5 will pass appropriate order, on passing of which it would always be open for the petitioners to impugn it if it goes against them.

4. We have not expressed anything on the merits.

[S. G. CHAPALGAONKAR]
JUDGE

[MANGESH S. PATIL]
JUDGE

arp/