

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

46 WRIT PETITION NO.7173 OF 2023

DHONDU SHAHADU SAPKALE THROUGH ITS GPA SURESH MAGAN
SHIRSATH

VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS PRINCIPAL
SECRETARY AND OTHERS

WITH

66 WRIT PETITION NO.7212 OF 2023

YASHWANT SHANKAR KOLI

VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS PRINCIPAL
SECRETARY AND OTHERS

Mr.Bhushan Mahajan, Advocate for the Petitioner.

Mr.V.M.Kagne and Mr.PK.Lakhotiya, AGPs' for Respondent/State.

(CORAM : RAVINDRA V. GHUGE AND
Y. G. KHOBRAGADE, JJ.)

DATE : JULY 3, 2023

PER COURT :

1. The impugned notice dated 10.04.2023 (wrongly typed as 10.04.2022 in Exh.H), issued by the Tahsildar, Chopada is a result of an order of the District Collector dated 23.03.2023. The said order is already impugned by the Petitioner before the Higher Authority i.e. the Office of the Divisional Commissioner. The impugned notice has its

foundation in the said impugned order.

2. When an appeal is already pending and the impugned notice challenged before us is an outcome of the order of the District Collector, which is being considered by the Divisional Commissioner, we permit the Petitioner to challenge the said notice by preferring an interim application before the Commissioner and seek urgent relief.

3. With the above direction, **this petition is disposed off.**

(Y. G. KHOBRADE, J.)

(RAVINDRA V. GHUGE, J.)