

(1)

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

52 WRIT PETITION NO.9648 OF 2023

**BHAGWAN DNYANOBA GITE
VERSUS
THE STATE OF MAHARASHTRA THROUGH THE
SECRETARY AND OTHERS**

....

Mr L. H. Kawale, Advocate h/f Mr K. J. Suryawanshi, Advocate
for Petitioner;

Mr S. B. Yawalkar, A.G.P. for Respondents/State

**CORAM : RAVINDRA V. GHUGE
AND
Y. G. KHOBRADE, JJ.**

DATE : 8th August, 2023

PER COURT:

1. The Petitioner's grievance is voiced in prayer clause

(B) as under :-

“B) By issuing writ of mandamus orders, or directions in like nature, the respondent no.4 to 6 be directed to pay the compensation amount of Rs. 15,69,500/- with interest thereon @ Rs. 15% p.a. with effect from January 2018 towards the loss of 133 fruit trees, within stipulated period.”

2. We are informed that, a Committee has been constituted in terms of the Government Resolution dated

(2)

31/05/2017 as per clause 3.1, insofar as the case of the Petitioner is concerned.

3. The learned Advocate for the Petitioner submits that the said Committee may be directed to take a decision at the earliest, since the Petitioner is 70 years old and there is already a report dated 27/07/2018, filed by the Taluka Agricultural Officer, Sengaoon, conceding that 133 fruit bearing trees are affected by laying of the 132 KV line by the MSEDCL, Parbhani.

4. In view of the above, **this petition is disposed off**, with a direction to Respondent No.3, to deal with the case of the Petitioner, by following the due procedure laid down in law and after hearing all the stakeholders, take a decision on the merits of the claim, within 60 days from today.

(Y. G. KHOBRADE, J.)

(RAVINDRA V. GHUGE, J.)

sjk