

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

WRIT PETITION NO.9325 OF 2023

**PRAKASH ANANDA WAGHMARE
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS PRINCIPAL
SECRETARY AND OTHERS**

....

Mr. P D. Jarare, Advocate for Petitioner

Mr. S. G. Karlekar, AGP for Respondent – State

....

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

DATE : 01.08.2023

PER COURT :-

1. The learned AGP appears on behalf of all the Respondents.

2. The Petitioner has put forth prayer clauses (B), (C) and (D) as under:-

“(B) By issuing writ of mandamus or any other appropriate writ or order or direction in the like nature, this Hon’ble Court may kindly be pleased to direct the respondent no.2 to decide the pending application dated 06.07.2023 and for that purpose may kindly issue necessary orders.

(C) This Hon'ble Court may kindly be pleased to quash and set aside the impugned Mutation Entry No.1459 in relation to Gut No.63 at Village Kahala, Tq. Naygaon, Dist. Nanded and for that purpose may issue necessary orders.

(D) Pending hearing and final disposal of this Writ Petition, this Hon'ble Court may kindly be pleased to grant status quo ante in relation to impugned Mutation Entry No.1459 of Gut No.63 at Village Kahala, Tq. Naygaon, Dist. Nanded and for that purpose may issue necessary orders."

3. The learned AGP submits that the pending representation of the Petitioner can be decided by Respondent No.2, within the timeline as is directed by this Court.

4. The learned Advocate for the Petitioner submits that the mutation entry No.1459 in relation to Gut No.63 should not have been taken by the authorities until the appeal period is over.

5. In view of the above, **this petition is disposed off.** We expect Respondent No.2 to consider the representation of the Petitioner dated 06.07.2023 and decide the same within thirty (30) days from today.

[Y. G. KHOBRAGADE, J.]

[RAVINDRA V. GHUGE, J.]