

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

34 WRIT PETITION NO.12060 OF 2023

PRAMOD BABARAO HELE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH SECRETARY AND OTHERS

...
Advocate for Petitioners : Mr. Boinwad Omgashad B.
AGP for Respondents/State : Mr. S.G. Karlekar
Advocate for R/2 to 4 : Mr. S.S. Dande
...

**CORAM : RAVINDRA V. GHUGE &
Y.G. KHOBRADE, JJ.
DATE : 3rd October, 2023**

PC. :-

1. We are not inclined to entertain a dispute as regards encroachment between private individuals. The Petitioners have already approached the Planning Authority, MIDC Aurangabad by tendering an application on 11.04.2023.

2. In view of the above, **this petition is disposed off.**

3. Let the said authority consider the application of the Petitioners by following the due procedure laid down in law and initiate appropriate steps as may be permissible. Needless to state, this observation would be subject to the Planning Authority having the jurisdiction to deal with such application filed by the Petitioners. If the grievance of the Petitioners is still unredressed, they may approach the Civil Court by filing a civil suit, subject to the limitation act.

[Y.G. KHOBRADE, J.]

[RAVINDRA V. GHUGE, J.]