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

120 WRIT PETITION NO.12836 OF 2023

**VEENA RAJESH ARORA AND OTHERS  
VERSUS  
THE STATE OF MAHARASHTRA THROUGH SECRETARY  
AND OTHERS**

....

Mr D. R. Irale Patil, Advocate for Petitioners;  
Mr D. R. Kale, G.P. for Respondent Nos.1 & 2  
Mr V. G. Deshmukh, Advocate h/f Mr S. S. Tope, Advocate for  
Respondent No.3

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

**DATE : 17th October, 2023**

**PER COURT:**

1. The learned Advocate for the Petitioners points out the photographs, as well as a communication dated 24/08/2023, received by the Petitioners from the Municipal Corporation of Aurangabad, indicating that the mobile tower erected over the Bungalow of Respondent No.4, is an illegal installation.

2. The learned Advocate representing the Corporation points out Clauses 8 and 9 of the 'Draft Instructions' as regards the policy for setting up the base station/cellular sites and installation of the equipments for telecommunication network in

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State of Maharashtra, appended to the Government Resolution dated 26/07/2011.

3. We find that the Corporation can issue a notice to Respondent No.4 and initiate appropriate steps by following the due procedure of law.

4. With the above observation, **this Writ Petition is disposed off.**

**(Y. G. KHOBRADE, J.)**

**(RAVINDRA V. GHUGE, J.)**

sjk