



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 4851 OF 2023

Vaibhav Development Corporation
Thr. Its Partner Vijay K. Sawant

..... Petitioner

Vs.

State of Maharashtra
Thr. Section Officer Revenue &
Forest Department & Ors.

..... Respondents

Mr.Nitin Thakker, Sr.Counsel a/w Mr.S.R.Nargolkar i/b Mr.N.A.Mogre for
Petitioner
Ms.Kavita Solunke, A.G.P. for the State

**CORAM: K.R. SHRIRAM, J. &
FIRDOSH P. POONIWALLA, J.**
DATED : 10th AUGUST 2023

P.C.:

1. Mr.Thakker states that before filing this petition Petitioner had filed a Revision Application which has been numbered by the State as Appeal No.136 of 2021 dated 20th December 2021.
2. Mr.Thakker on instructions states that if this Appeal can be disposed after following the principles of natural justice, he will withdraw this petition. He states that within two weeks from today supplementary affidavit in support of the Appeal will be filed to bring on record further developments as well as seeking further prayers. Statement accepted.
3. Ms.Solunke on instructions states that the Appeal will be disposed

within eight weeks. She states that the Appeal will be disposed by passing a reasoned order but before passing any order, a personal hearing will be given, notice whereof shall be communicated atleast five working days in advance. Eight weeks period will commence after the supplementary affidavit is filed.

4. Mr.Thakkar states that Petitioner / Applicant will not seek any adjournment. Statement accepted.

5. Ms.Solunke states that until the Appeal is disposed no coercive steps will be taken. Statement accepted.

6. Petition disposed.

7. We clarify we have not made any observation on the merits of the matter.

8. For completion of the record, Registry to accept additional affidavit affirmed on 8th August 2023 being filed by Petitioner. We clarify that we have not considered the said affidavit.

(FIRDOSH P. POONIWALLA, J.)

(K.R. SHRIRAM, J.)