

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

**WRIT PETITION NO. 12064 OF 2023**

Shri. Nilesh Suresh Arte

Proprietor of M/s. Yeoor-S Urban Dhaba ... Petitioner

V/s.

The State of Maharashtra and Others ... Respondents.

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Mr. Kuldeep S. Patil i/b. Ms.Saili Dhuru for the Petitioner.

Ms. R.A.Salunkhe, AGP for Respondent Nos. 1, 2 and 4-State.

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**CORAM : NITIN JAMDAR AND  
MANJUSHA DESHPANDE, JJ.**

**DATE : 4 OCTOBER 2023**

**P.C. :**

Heard the learned Counsel for the parties.

2. The Petitioner has sought a direction to Respondent Nos. 1 to 4 that they should allow the entry and exist of the Petitioner's visitors and staff from 7 am to 1.30 am. This direction is sought on the basis of the assertion made in the Petition that some forest officers have stopped the Petitioner's entry during this period.

3. It is not possible to proceed on the basis of such bare assertion especially when the Petitioner has not brought his grievance to the notice of the concerned authorities. It is open to the Petitioner to

approach the Conservator of Forest and Director of the National Park with a written complaint and also with a prayer to allow the entry and exist of the visitors and staff of the Petitioner. Upon such complaint/ application is made, Respondent No.4 will pass a written order as per law on its own merits thereupon giving reasons. If the Petitioner is aggrieved, then the Petitioner can always take necessary course of action in respect of this communication.

4. The Writ Petition is accordingly disposed of.

(MANJUSHA DESHPANDE, J.)      (NITIN JAMDAR, J.)