

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY,
NAGPUR BENCH, AT NAGPUR.**

Writ Petition No. 3022 of 2022

[Anil Jagan Chitte ..vs.. The State of Maharashtra, through its Secretary, Revenue and Forest
Department and ors.]

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. V. N. Patre, Advocate for the petitioner
Mr. M. K. Pathan, A.G.P for the respondents 1 to 5

**CORAM : ROHIT B. DEO AND
Y. G. KHOBRADE, JJ.**

DATED : 24-2-2023

We indicated to learned counsel Mr. Patre that *prima facie* we find that the State is alive to its duty of ensuring that action is required to be taken against illegal sand excavation.

2. We have perused the affidavit in response and are further *prima facie* satisfied that the State is, as a fact, taking appropriate action not only against non-stake actors but also against the Government Officer/s who may be responsible.

3. We further find that the grievance, if at all, there is surviving, which is agitated, does not involve any individual or direct right of the petitioner.

4. At this stage, learned counsel for the petitioner Mr. Patre seeks leave to withdraw the petition with liberty to take appropriate steps.

5. The petition is disposed of with liberty, as prayed.

(Y. G. Khobragade, J.)

(Rohit B. Deo, J.)

wasnik