



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

Writ Petition No.8370 of 2023

Shri Vedant Parmanand Jaiswal

Versus

The State of Maharashtra and others

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

Court's or Judge's order

Shri S.S. Shingane, Counsel for Petitioner.

Shri A.A. Madiwale, Assistant Government Pleader for Respondents.

CORAM : NITIN W. SAMBRE AND ABHAY J. MANTRI, JJ.

DATE : 21st DECEMBER, 2023.

1. Heard.
2. The petitioner approached the respondent No.3-Collector, State Excise, Yavatmal with a prayer for grant of FL-III Licence (Bar and Restaurant) under the provisions of the Maharashtra Prohibition Act, 1949. Such prayer was rejected by the Collector vide order dated 10-4-2023, which is subject-matter of challenge in appeal preferred by the petitioner under Section 137 of the said Act. We are informed that the said appeal is pending for last more than six months and the respondent No.2-Commissioner for State Excise, who is competent to decide the appeal, has even not taken cognizance of the same by scheduling the said appeal for final hearing. In this background, it is prayed that the direction be issued to decide the appeal.
3. The learned Assistant Government Pleader for the respondents submits that he may be granted time to take instruction from the respondents so that he will be able to make a statement as to within what period the appeal can be decided.
4. Be that as it may, we deem it appropriate in the circumstances of the present case to direct the respondent No.2-Commissioner for State Excise to decide the appeal of the petitioner as expeditiously as possible and in any case within a period of four months from the date of production of the copy of this order, provided the appeal is not already decided.

5. In view of aforesaid observations and direction, the petition stands disposed of.

(ABHAY J. MANTRI, J.)

(NITIN W. SAMBRE, J.)

LANJEWAR