



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

38 WRIT PETITION NO. 8704 OF 2024

**JAI KISAN AGRICULTURAL DEVELOPMENT TECHNOLOGY
AND SCIENCE MULTIPURPOSE SOCIETY
VERSUS
CHIEF EXECUTIVE OFFICER MUNICIPAL COUNCIL KALAMNURI & ANR.**

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Advocate for the Petitioner : Mr. Jogdand Patil Vijay B.
AGP for Respondents/State : Mr. S.K. Tambe
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**CORAM : RAVINDRA V. GHUGE &
Y.G. KHOBRAGADE, JJ.
DATE : 19th August, 2024**

PC. :-

1. The Petitioner is a business Entity / Industry which claims to have rendered service to the Municipal Council, Kalamnuri, District Hingoli. A bill of charges has not been raised. Representation is made for payment of Rs.1,48,000/-, towards submitting a report titled as 'Biodiversity Account Book'. Interest @ 12% P.A. from 27.12.2021, is sought to be recovered.

2. This Court, while exercising a Writ of Mandamus, cannot exercise jurisdiction for causing recovery of unpaid amounts of a business entity. If the Petitioner is aggrieved that certain amounts towards the service rendered, are outstanding, a recovery suit can be filed. Moreover, the Petitioner is yet to

raise the bill for claiming the said amount of Rs.1,48,000/-, from Respondent No.1.

3. In view of the above, **this Writ Petition is disposed off.** The Petitioner is at liberty to avail of a legal remedy for recovery of the said amount, as is permissible in law.

[Y.G. KHOBRADE, J.]

[RAVINDRA V. GHUGE, J.]