

AGK

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

**PUBLIC INTEREST LITIGATION NO.26 OF 2021  
WITH  
INTERIM APPLICATION NO.2316 OF 2022**

Balkrushna Bateshwar Kharade ... Petitioner

**V/s.**

Tahsildar, Tahsildar Office,  
Mohol, District Solapur & Ors. ... Respondent

Mr. Ashok B. Tajane with Mr. Yogesh Thorat for the petitioner.

Mr. P.P. Kakade, Government Pleader with Mr. O.A. Chandurkar, Additional GP, and Mrs. G.R. Raghuwanshi, Additional GP for State - respondent Nos.1, 2, 5 to 7 & 10 to 11

Mr. Rakesh L. Singh with Ms. Heena Shaikh i/by M.V. Kini & Co., for respondent No.8 – NHAI.

Mr. Ativ Patel i/by M/s. AVP Partners for respondent No.9.

**CORAM : DEVENDRA KUMAR UPADHYAYA, CJ &  
AMIT BORKAR, J.**

**DATED : JUNE 26, 2024**

**P.C.:**

**1.** An affidavit by the Director, Directorate of Geology and Mining, State of Maharashtra has been filed, to which the learned counsel for the petitioner shall file rejoinder-affidavit within two weeks'.

**2.** We have also perused the affidavit-in-reply dated 15 April 2024 filed on behalf of the Collector. However, the said affidavit-in-reply does not contain any specific averment in respect of the observations made and concerns expressed by the Court in paragraph 10 of the order dated 17 January 2024. The learned Additional Government Pleader shall, accordingly, file an affidavit containing specific reply to paragraph 10 of the said order within two weeks’.

**3.** Stand over to **10 July 2024**.

**(AMIT BORKAR, J.)**

**(CHIEF JUSTICE)**