

VRJ

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

WRIT PETITION NO.5841 OF 2024

VAIBHAV
RAMESH
JADHAV
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Hindurao Mahanu Shinde & Ors.

... Petitioners

V/s.

The State of Maharashtra

Through the Secretary & Ors.

... Respondents

Mr. Rajaram V. Bansode for the petitioners.

Mr. R. S. Kulkarni i/by Mr. V.A. Shastry for respondent
No.1.

Mr. Vaibhav Charwalkar, 'B' Panel Counsel for the State.

CORAM : AMIT BORKAR, J.

DATED : APRIL 29, 2024

P.C.:

1. The petitioners have already filed revision application before the State Government. However, according to the petitioners, due to Model Code of Conduct the State Government in its revisional capacity has shown inability to decide the revision application. It is, therefore, made clear that Model Code of Conduct shall not apply to exercise of quasi-judicial power. Hence, the State Government can always exercise quasi-judicial power conferred under section 257 of the Maharashtra Land Revenue Code, 1966.

2. With above clarification, the writ petition stands disposed of with liberty to the petitioners to move the State Government for

decision on the revision application on its own merits.

(AMIT BORKAR, J.)