

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1101 OF 2024

Sanjay Kumar Jagdish Mishra & Anr.

.. Petitioners

Versus

State of Maharashtra & Ors.

.. Respondents

Mr. Drupad Patil *for the Petitioners.*

Mr. A I. Patel, Addl. GP a/w R. S. Pawar, AGP *for Respondent-State.*

CORAM : B. P. COLABAWALLA &
SOMASEKHAR SUNDARESAN, JJ.

DATE : JANUARY 30, 2024

P. C.

1. The above Writ Petition is filed seeking a writ of mandamus to direct Respondent No.1 to decide RTS Appeal No. 65 of 2023 filed by the Petitioners as expeditiously as possible.

2. The learned Counsel appearing for the Petitioners submitted that along with the Appeal, the Petitioners have also prayed for interim reliefs. Till date, the Additional Commissioner, Pune Division, Pune has neither heard any application for interim reliefs nor decided the Appeal.

3. Considering these circumstances, we direct that the Additional Commissioner, Pune Division, Pune [Respondent No.1] is directed to hear RTS Appeal No. 65 of 2023 as expeditiously as possible, and in any event, within a period of eight weeks from today. During the pendency of the Appeal, the Additional Commissioner, Pune Division, Pune shall also give a hearing of the application for interim reliefs within the next ten days. This obviously shall be done by issuing notice to all concerned parties.

4. The above Writ Petition is disposed of in the aforesaid terms. No order as to costs.

5. It is needless to clarify that we have not opined on the merits of the matter, one way or the other and the first Respondent shall decide the application for interim reliefs as well as the Appeal on its own merits and in accordance with law.

6. This order will be digitally signed by the Private Secretary/ Personal Assistant of this Court. All concerned will act on production by fax or email of a digitally signed copy of this order.

[SOMASEKHAR SUNDARESAN, J.]

[B. P. COLABAWALLA, J.]