

Amol

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 10557 OF 2019

Rayat Kranti Sanghatana Karad ...Petitioner
Versus
Chief Executive Officer Karad & Ors ...Respondents

**Mr Nilesh Wable, with Bhavika Shinde, i/b Umesh Mankapure, for
the Petitioner.**

**Mr Anil Sakhare, Senior Advocate, i/b Kalpesh Patil, for
Respondent No 5.**

Ms Shraddha Pawar, i/b Dilip Bodke, for Respondent No 1.

Mrs PJ Gavhane, AGP, for Respondents Nos 2 & 6-State.

Mr Vijay Patil, i/b Yogesh Patil, for Respondent No 4.

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**CORAM G.S. Patel &
 Kamal Khata, JJ.**
DATED: 20th February 2024

PC:-

1. We are unable to understand how this Writ Petition can be maintained as such given the following averment in paragraph 1:

“1. The Petitioner is an organization which works for various social causes throughout Maharashtra. The Sanghatana raises voice against the illegalities and to help people at large. Mr Musadik is the Vice President of Petitioner organization.”

2. The Petitioner clearly has no concern or direct interest in the development in question, i.e., the development by the 5th Respondent, the Koyana Cooperative Bank. Permission has been granted to the Cooperative Bank by the 1st Respondent, the Chief Executive Officer (“CEO”) of the Karad Nagar Parishad, Karad.

3. In our view, this Petition ought to be filed as a Public Interest Litigation (“PIL”). We record that we have no objection to taking up the matter immediately for final disposal since it has been pending admission since 2019 provided that there is an administrative order from the Hon’ble Chief Justice assigning the matter to this Bench. As matters currently stand, we believe this Petition ought to be numbered as a PIL and is within the roster assignment of the First Court, not this Court.

4. We grant liberty to the Petitioner to make the necessary application if the Petitioner so desires. If such an administrative order is obtained, liberty to the Petitioner to apply for a listing before this Court.

5. So far as we are able to tell, there are no interim orders obtained by the Petitioners.

(Kamal Khata, J)

(G. S. Patel, J)