



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO.5106 OF 2024

M/s. Anant Enterprises
Through its Partners
Mr. Vivek Gopalrao Joshi ..Petitioner
Vs.
The State of Maharashtra & Ors. ..Respondents

Mr. Nitin Gaware Patil a/w. Mr. Divyesh Jain for the petitioner.
Ms. Kavita N. Solunke, AGP for Respondent No.1-State.

CORAM : A. S. CHANDURKAR &
JITENDRA JAIN, JJ.

DATE : 2nd MAY 2024.

P.C.:

1. The present petition challenges communication dated 2nd February 2024 by Respondent No.3 demanding a sum of Rs.4,11,41,300/- as extension charges. The Petitioner submits that on 28th August 2014 an allotment letter was issued calling upon them pay a sum of Rs.2,49,37,500/- which has been duly paid. Thereafter, the land was not allotted and the issue was raised before the Grievance Cell of Respondent No.3. The Grievance Cell on 25th July 2023 have passed the following order:-

“The MIDC team informed that the investor is intentionally delaying the possession of land. As per the directive of Hon’ble Development Commissioner, the MIDC team to re-verify the extension period according to the by laws and waive off the necessary extension charges and give possession of land to the investor.”

2. The contention of the Petitioner that in the light of the aforesaid finding, the demand made by the impugned communication dated 2nd February 2024 is not justified.

3. Issue notice to the Respondent Nos.2 to 4, returnable on **27th June 2024**. The learned Assistant Government Pleader waives notice for Respondent No.1.

4. Any allotment of the plot under consideration would be subject to the outcome of this petition.

[JITENDRA JAIN, J.]

[A. S. CHANDURKAR, J.]