

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4743 OF 2024

Late Shri. Tatyaba Babaji Bobade (Decd)

Thr. Lrs. Narayan Tatyaba Bobade & Ors. **... Petitioners**

Versus

The State of Maharashtra

Thr. Prin. Secretary, Minister

of Revenue and Forest Dept. and Ors **... Respondents**

Mr. Machindra Patil *i/b Mr. Amol Dhumal for the Petitioners.*

Mrs. V. S. Nimbalkar, *AGP for Respondent / State.*

CORAM : SANDEEP V. MARNE, J.

DATE : 28 JANUARY 2025.

P.C. :

1) Heard Mr. Patil, the learned counsel appearing for Petitioners. There are concurrent findings recorded against the Petitioners by the Additional Commissioner and by the learned Minister. The Additional Commissioner has specifically granted liberty to the Petitioners to file a Civil Suit claiming right, title or interest in respect of land bearing Survey No. 40/3.

2) In that view of the matter, I am not inclined to interfere in the impugned orders. Petitioners would be at liberty to approach Civil Court in pursuance of the liberty granted by the

Additional Commissioner. Petitioners would also be at liberty to seek an order of temporary injunction for stay of allotment of the land.

3) With the above observations, the Writ Petition is **disposed of.**

[SANDEEP V. MARNE, J.]