

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

WRIT PETITION NO. 1983 OF 2022

Baban Alias Anna Bandu Malgave ... Petitioner

Versus

The State of Maharashtra & Ors. ... Respondents

Mr. Yogesh Deshpande a/w Mr. Makarand Kale i/b
Mr. Ghanavat Sukumar Rajaram for the Petitioner

Mr. B. V. Samant, Addl. G.P a/w Ms. M. S. Bane, A.G.P for the
Respondents-State

**CORAM : REVATI MOHITE DERE &
DR. NEELA GOKHALE, JJ.
FRIDAY, 11th JULY 2025**

P.C :

1 Learned Addl. G.P raises a preliminary objection. He
states that the petitioner has an alternative efficacious remedy.

2 In view of the preliminary objection raised by the
learned Addl. G.P. that the petitioner has an alternative efficacious
remedy, which fact is not disputed and having regard to the
disputed question of fact involved in this petition, we are not

inclined to entertain the petition. The petition is accordingly dismissed. However, the petitioner is at liberty to approach the appropriate forum/court, as may be permissible in law.

3 The petition is accordingly disposed of.

4 Needless to state, that we have not gone into the merits of the petition and as such, all contentions of all parties on merits are kept open.

DR. NEELA GOKHALE, J.

REVATI MOHITE DERE, J.