

HARSHADA H. SAWANT
(P.A.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.14098 OF 2024

Dattatraya Maruti Ghule and Anr.

.. Petitioners

Versus

State of Maharashtra and Ors.

.. Respondents

.....

- Mr. Sachin P. Shetye a/w. Mr. Jotiram R. Jadhav, Advocates for Petitioners.
- Mr. Hamid Mulla, AGP for Respondent Nos.1 to 6.
- Mr. Atharva A. Dandekar a/w. Ms. Khurshida Shaikh and Mr. Om Waghmode, Advocates i/by Hitendra V. Parab for Respondent Nos.7 and 8.

.....

CORAM : MILIND N. JADHAV, J.

DATE : JULY 31, 2025

P.C.:

1. Heard Mr. Shetye, learned Advocate for Petitioners; Mr. Mulla, learned AGP for Respondent Nos.1 to 6 and Mr. Dandekar, learned Advocate for Respondent Nos.7 and 8.

2. Parties have tendered Consent Minutes of Order dated 31.07.2025 which are taken on record and marked 'X' for identification. They are running into three pages. For the sake of brevity and for reference, Consent Minutes of Order dated 31.07.2025 are scanned and reproduced below:-

" X " Jadhav 31/7/2025 (1)

**IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 14098 OF 2024**

Dattatray Maruti Ghule and Anr ...Petitioners

Vs

State of Maharashtra and Ors ...Respondents

Mr. Sachin Shetyea/wMr. Jotiram R. Jadhav for
Petitioners

Mr. D.Y Patil,AGP for Respondent State

Mr.Atharva A. Dandekar i/b Hitendra V. Parab for
Respondent No. 7 and 8

Coram: Hon'ble Shri Justice Milind N. Jadhav J

Date: 31 July, 2025

CONSENT MINUTES OF ORDER

By Consent of the Petitioners and theRespondents

No. 7 and 8, the present Writ Petition is disposed

in the following terms:

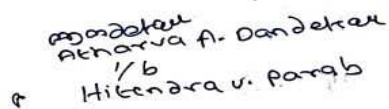
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1. The Sub Divisional Officer, Maval shall hear the Application for Condonation of Delay in filing Appeal No. 308 of 2016 afresh and endeavour to dispose of the same in accordance with law within a period of **four weeks** from the date this Order.
2. In the event the Sub Divisional Officer, Maval condones the delay in filing RTS Appeal No. 308 of 2016, then, he shall endeavour to hear and dispose of RTS Appeal No.308 of 2016 within a further period of **twelve weeks** from the date of the order condoning delay.
3. The Sub Divisional Officer, Maval shall grant an opportunity to contesting parties to file pleadings / reply / submissions in the RTS Appeal No. 308 of 2016 including Application for Condonation of Delay.

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4. The parties shall cooperate in the speedy disposal of the proceedings and not ask for unnecessary adjournments.
5. The Impugned Judgment and Order dated 8th August, 2024 passed by the Minister of Revenue (Exhibit 'O' to the Petition) and Order of the Additional Collector, Pune dated 19th October, 2018 (Exhibit 'J' to the Petition) stand modified to the above extent.
6. This Court has not expressed any opinion on the merits of the case.
7. All contentions ~~of the writ petition~~ are kept open.
8. No Order as to costs.


Advocate for
Petitioners


Advocate for
Respondents No. 7 and 8

3. Sub Divisional Officer (for short 'SDO'), Maval is directed to decide the Application for condonation of delay in filing Appeal No.308 of 2016 within a period of four (4) weeks from today.

4. In the event if said delay is condoned then SDO, Maval shall

dispose of RTS Appeal No.308 of 2016 within a further period of twelve (12) weeks thereafter from the date of said order. Needless to state that parties are at liberty to file appropriate pleadings in Application for condonation of delay, as also RTS Appeal proceedings.

5. This Court has not expressed any opinion on merits of the case.
6. All contentions of both the parties are expressly kept open.
7. Order in terms of Consent Minutes of Order.
8. Writ Petition is disposed.

H. H. SAWANT

[MILIND N. JADHAV, J.]

HARSHADA
HANUMANT
SAWANT

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by HARSHADA
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SAWANT
Date:
2025.08.01
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