



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 12859 OF 2016
WITH
CIVIL APPLICATION NO. 3954 OF 2026
IN WP/12859/2016
WITH
CIVIL APPLICATION NO. 3955 OF 2026
IN WP/12859/2016

PETTANNA BASHANNA YADAV DIED AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...
Shri Jayabhar Dattatraya R., Advocate for the petitioners/
Applicants.

Mrs. U.S. Bhosale, AGP for the Respondents/ State.

Shri A.R. Vaidya, advocate for respondent No.3.

WITH
WRIT PETITION NO. 12841 OF 2016

USHA VIJAY TATHE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...
Shri Palodkar Devdatt P., Advocate for the Petitioners.

Mrs. U.S. Bhosale, AGP for the Respondents/ State.

Shri Bhandari Anand P., advocate for respondent Nos.2 and 3.

...
CORAM : KISHORE C. SANT
&
SUSHIL M. GHODESWAR, JJ.

DATE : 21 April 2026

P. C. :-

1. Heard the parties.
2. The petitions are filed on an apprehension that the

Municipal Corporation may widen the road from present width of 65 feet to 80 feet and for that purpose, the Municipal Corporation may acquire 15 feet land from western side of development road from Pawan Gas Agency till Bhajiwali Chauk in Peer Bazar. This apprehension is based due to marking done considering the width of road as 80 feet.

3. This Court finds that as on today, no relief can be granted to the petitioners as no steps are taken by the Municipal Corporation to acquire the said land. Whenever the Municipal Corporation would proceed to widen the road and if the land is so acquired, same would be done by following due process in accordance with law and the compensation would be paid accordingly. Equally, if at all there is unauthorized construction found on the present road, the Municipal Corporation would be bound to take action of demolition in accordance with law.

4. With the above observation, the Writ Petitions are disposed of. The pending Civil Applications stand disposed of.