Suzana

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO.560 OF 2026
WITH
WRIT PETITION NO.826 OF 2023

WRIT PETITION NO.560 OF 2026

Luis Santana De Souza ... Petitioner

Versus

Village Panchayat of Bhoma-Adcolna
Thr. its Secretary. ... Respondent.

Mr. Yogesh V. Nadkarni, Advocate with **Ms. Simran Khadilkar, Advocate** for Petitioner.

Mr. A. Dessai, Advocate for Respondent No.1.

WITH
WRIT PETITION NO.826 OF 2023

Tukaram Bhagwant Gaude ... Petitioner

Versus

State of Goa thr. the Chief
Secretary And 5 Ors. ... Respondent.

Mr. Rohit Bras De Sa, Advocate (through V.C.) with **Ms. Faberley Fernandes, Advocate** (through V.C.) for Petitioner.

Ms. Maria Simone J. Correia, Additional Government Advocate (through V.C.) for Respondents State.

CORAM: VALMIKI MENEZES &
AMIT S. JAMSANDEKAR, JJ.

DATED: 03rd NOVEMBER 2026

P.C.:

1. By order of 07.01.2025, this Court had directed that till the next date, status quo, insofar as shops are concerned, shall be maintained.

2. In Writ Petition No.560 of 2026, the Petitioner had challenged the action of the very same Panchayat in not allotting the Petitioner a shop on the ground floor pursuant to an agreement dated 21.08.2029 by which the existing structure can be demolished and a new building would be constructed wherein that Petitioner would be allotted a shop.

3. Shri Nadkarni, Learned Advocate appearing for the Petitioner in Writ Petition 560 of 2026 submits that the Panchayat has now taken a decision that it would allot shop no.46 on the first floor of the new market complex and allotment of the shop on the first floor would in no manner affect or come in the way of the grant of any of the reliefs in Writ Petition No.826 of 2023, since the claim therein is restricted to shops to be allotted to Scheduled Tribe community on the ground floor of the market complex.

4. Learned Advocate appearing for the Panchayat agrees to this submission and confirms that the Petitioner in Writ Petition No.560 of 2026 would be allotted a shop on the first floor of the complex. In view of the submission, and with consent of the Petitioner in Writ Petition No.826 of 2023, represented by Mr. Rohit Bras De Sa, Learned Advocate, the order dated 07.01.2025 passed in Writ Petition No.826 of 2023 shall stand modified to the extent that the directions to maintain status insofar as shops in the building are concerned, as recorded in paragraph 6 thereof, would be modified to mean that the excluded shop no.46 on the first floor of the market complex to be allotted by the Panchayat to the Petitioner in Writ Petition No.560 of 2026.

5. In view of this order, Shri Nadkarni submits that Writ Petition No.560 of 2026 may be disposed of. We accordingly dispose of Writ Petition No.560 of 2026, directing the Village Panchayat of Bhoma-Adcolna to ensure that the Petitioner therein is allotted Shop No.46 on the first floor of the market complex within a period of four weeks from today. All necessary formalities shall be completed, and the Petitioner therein shall cooperate with the Village Panchayat in ensuring possession of the shop as given to the Petitioner. Suffice to state, status quo ordered by our order

dated 07.01.2025 in Writ Petition No.826 of 2023 shall continue with regard to all other shops in the said market complex.

6. List Writ Petition No.826 of 2023 on 27.01.2027.

AMIT S. JAMSANDEKAR, J. **VALMIKI MENEZES, J.**

Signed by: MARIA SUZANA REBELLO
Designation: Personal Assistant
Date: 04/11/2026 15:23:08