IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIRCUIT BENCH AT KOLHAPUR
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7170 OF 2025

Sitaram Nhanu Lad ...Petitioner

V/s.

The State of Maharashtra and Others. ...Respondent

...

Mr. Chetan Patil with Mr. Prajyot Gadage & Mr. Gajraj Mali, for the Petitioner.
Mr. Priybhuhan P. Kakade, Additional Government Pleader with Mr. Vikas M. Mali, AGP, for the Respondents-State.

...

Coram : ABHAY AHUJA &
NEERAJ P. DHOTE, JJ.
Date : 27th October, 2026

P. C. :

1. This matter was kept back in the morning session, as after Mr. Patil, learned counsel appearing for the Petitioners, had pointed out that during the pendency of the petition, and in the reply dated 28th April 2026 filed by Respondent Nos. 2 and 4, by paragraph 14 of the said reply, the said Respondents had contemptuously found the Petitioners ineligible for allotment of alternate land and rejected and disposed of the applications filed by the Petitioners, this Court had directed the presence of the officer, who had prepared the said affidavit.

2. When the matter is called out in the afternoon session, Mr. Kakade, learned Additional Government Pleader submits that the said officer has been deputed at Pune for the counting with respect to election of Member of Legislative Council and presently remains present there and therefore unable to remain present in this Court either in person or through video conferencing.

3. Mr. Kakade, however, apologizes on behalf of Respondents No. 2 and 4 and seeks to withdraw the said Affidavit, submitting that his office will ensure that affidavits of this nature are not filed and that appropriate sensitization measures would be undertaken. Mr. Kakade submits that this Court may grant some time to decide the applications filed by the Petitioners afresh in a time-bound manner.

4. Having heard the learned counsel and the learned Additional Government Pleader, the following order is passed:

ORDER

i) The Affidavit dated 28th April 2026 filed on behalf of Respondents No. 2 and 4 is allowed to be withdrawn.

ii) Let the applications dated 16th December 2024, 21st January 2025, 25th June 2025 and 2nd July 2025 be decided within a period of two weeks and the outcome be communicated to the Petitioner.

iii) With the aforesaid directions, the Writ Petition accordingly stands disposed of.

[NEERAJ P. DHOTE, J.] **[ABHAY AHUJA, J.]**

RAJU DATTATRAYA GAIKWAD
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