

HARSHADA H. SAWANT
(P.A.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.15953 OF 2024

Balaram Janya Jhate And Ors

.. Petitioners

Versus

The State Of Maharashtra and Ors.

.. Respondents

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- Mr. C. K. Tripathi, Advocate for Petitioners.
- Ms. Snehal Jadhav, AGP for Respondent No.1 – State of Maharashtra.
- Mr. Milind Parab, Advocate for Respondent No.9.

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CORAM : MILIND N. JADHAV, J.

DATE : FEBRUARY 17, 2026

P.C.:

1. Heard Mr. Tripathi, learned Advocate for Petitioners; Ms. Jadhav, learned AGP for Respondent No.1 – State of Maharashtra and Mr. Parab, learned Advocate for Respondent No.9.

2. Ms. Jadhav, learned AGP appears for Respondent – State. The order dated 03.02.2026 namely directions contained in paragraph Nos.6 and 7 thereof are not complied till today. She is unable to apprise the Court about status of acquisition, if any of the subject land pursuant to which mutation has been carried out or reason for carrying out mutation of the long standing Mutation Entry thereby mutating names of Petitioners standing in the revenue record. Reasons for the same are required to be apprised to Court failing which this Court will have no alternative than to allow the Petition.

3. It is *prima facie* seen that father of Petitioner – Janya Halya Jhate being a landless Adivasi was awarded and granted subject land in the year 1970 under Government Order dated 27.06.1970 which was duly recorded and certified by Mutation Entry Pherphar No.315 of 30.03.1971 and after complying with the due procedure duly certified on 02.12.1971.

4. There is reference to Civil suit proceedings in the impugned order which infact according to Petitioner is apparently incorrect altogether and does not pertain to the suit land.

5. Be that as it may, reason for mutating the long standing Mutation Entry is required to be apprised to the Court. If no reasons are forthcoming from the State, the impugned order will have to be set aside which shall be noted by the State. One final opportunity is given to the State to comply with the aforesaid directions contained in the previous order within a period of one week from today.

6. Stand over to **24th February 2026**. To be placed under the caption '**First on Board**'.

H. H. SAWANT

[MILIND N. JADHAV, J.]

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