



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO. 5645 OF 2025

Sanghpal s/o Bhimrao Gawai

Vs.

The Divisional Commissioner, Amravati and Ors.

Office notes, Office Memoranda of
Coram, appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's Orders.

Mr. Vikky S. Gokhale, Advocate h/f Mr. R.J. Shinde, Advocate
for petitioner.

Mr. A.S. Fulzele, AGP for respondent Nos.1 & 2/State.

CORAM : PRAFULLA S. KHUBALKAR, J.

DATE : 09.03.2026

Heard learned counsel for the petitioner as
well as learned AGP for respondent Nos.1 & 2/State.

2. By this petition, the petitioner has challenged
the interim order dated 08.05.2025 passed by the
respondent No.1 – Divisional Commissioner, Amravati
rejecting stay to the order dated 11.04.2025 passed by the
Collector, Akola, which is impugned in the said appeal.

3. It has to be noted that the Additional
Commissioner has recorded reasons while passing the
impugned order that the petitioner has failed to show any
document of title and in absence of any document to show
that there is no encroachment on government land, the

application for stay is rejected. Pertinent to note that the main Revision Application is still pending consideration and the further contentions of the petitioner about absence of encroachment on government land could be considered in the pending revision application before the Additional Commissioner.

4. Having regard to the limited controversy being a challenge to the interim order passed by the Additional Commissioner, it is desirable that the Divisional Commissioner is directed to decide the revision application expeditiously.

5. Hence, the writ petition is not entertained. The writ petition is disposed of with a direction to the respondent No.1 – Divisional Commissioner, Amravati to decide the Revision Application expeditiously. All contentions on merits are kept open. Accordingly, writ petition is disposed of. No order as to costs.

(Prafulla S. Khubalkar, J.)