

HARSHADA H. SAWANT
(P.A.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION (ST.) NO.6687 OF 2026

Nivrutti Ramdas Apsunde and Ors.

.. Petitioners

Versus

State of Maharashtra and Ors.

.. Respondents

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- Mr. Kishor Patil a/w. Ms. Akshada Nagrale and Mr. Anish Kikle, Advocates i/by Mr. Pratik Rahade for Petitioners.
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CORAM : MILIND N. JADHAV, J.

DATE : APRIL 30, 2026

P.C.:

- 1.** Not on Board. Mentioned by way of filing praecipe dated 30.04.2026. Perused the praecipe.
- 2.** Heard Mr. Patil, learned Advocate for Petitioners.
- 3.** The facts in the present case are extremely gross. The vatan land allotted in favour of Petitioners' predecessor-in-title more than 50 years ago and Petitioners having paid appropriate property taxes in that regard as also assessment is now sought to be resumed by the Government on the complaint of private party who are private Respondents before the Court on a complaint made by them to the Government.
- 4.** Proceedings before Sub-Divisional Officer initiated after 50 years have culminated in the impugned order passed by the State directing resumption of the Petitioners' land. Immediate grievance and

apprehension expressed by Petitioners before Court is that despite Petitioners having possession of the said land and Petitioners having paid necessary taxes and assessment over the years, Petitioners' possession is threatened and additional Affidavit which is filed today alongwith the Petition dated 23.04.2026 expresses the aforesaid apprehension. Petitioners have gathered information from the Government Officers who have started conducting enquiry pursuant to impugned order and Petitioners are apprehensive that possession of the subject land would be taken. In fact Affidavit states that Officials have orally informed the Petitioners that if no Court orders are produced, Officials will take physical possession of the subject land belonging to Petitioners.

5. On the aforesaid facts as submitted by Mr. Patil and those emanating from the record, action of Government of resumption after hiatus of 50 years will have to be revisited by the Court. Mr. Patil has made out an arguable case for grant of ad-interim reliefs in the above facts.

6. In that view of the matter, no coercive steps shall be taken by the Government or any of its functionaries in furtherance of the impugned order dated 14.10.2024 passed by the State which is appended at Exhibit-D, page No.46.

7. Hence, issue notice to Respondents.

8. Humdast permitted. In addition to Court's notice, Petitioners are directed to serve the Respondent a copy of this order and copy of the Writ Petition and inform them about the next date of hearing by any permissible mode of service and file appropriate affidavit of service with tangible proof thereof.

9. Affidavit-in-Reply explaining their action in the present case is directed to be filed by the Government within a period of four weeks from today. Affidavit-in-Rejoinder, if any to be filed within a period of two weeks thereafter.

10. In the meanwhile, ad-interim relief is granted in terms of prayer clauses (C) and (D) which read thus:-

“C. Pending the hearing and final disposal of this Petition execution, operation, implementation of the impugned Order dated 14.10.2024 passed by Hon'ble Revenue and Forest Minister, Maharashtra State passed in RTS-3022/341/Pr.Kr.448/J-6 be kindly stayed;

D. Pending the hearing and final disposal of this Petition be pleased to issue directions to the Respondent Authorities not evict/dispossess the Petitioner from the subject land i.e. agricultural land bearing Survey No.53/1 Gat No.96 having area 03H 66 R situated in village Jambutake, Taluka-Dindori, District – Nashik.”

11. All parties are directed to act on server copy of this order downloaded from Bombay High Court website.

12. Stand over to **09th June 2026**.

13. Praecipe is disposed.