

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

CONTEMPT PETITION NO.397 OF 2013

Radhu Dhondiba Hole .. Petitioner
V/s
Mr. Dadabhau Joshi, The District
Resettlement Officer and 3 Others .. Respondents

Mr. Gaurang Potnis i/by Mrs. Pallavi H. Potnis for the Petitioners.
Mr. Nitin Deshpande, Assistant Government Pleader for
Respondent No.4.

**CORAM : A.S. OKA &
V. L. ACHLIYA, JJ.
DATE : SEPTEMBER 1, 2015.**

P.C.:

. Heard the learned Counsel appearing for the
Petitioner and the learned Assistant Government appearing for
the Respondents. Perused the order dated 26 February 2015
passed by Mr. Prakash Patil, Additional Collector and Deputy
Director Resettlement (Land), Pune. Prima facie, the said order
is in breach of the directions contained in the judgment and
order dated 25 July 2012 in as much as under the said order, the
petitioner was entitled to the allotment of an area of 80 R.

2 The learned Assistant Government Pleader states that the Respondents will move for modification of the order. Nevertheless, a case is made out for issuing the notice, as prima facie case of breach of the order is made out. Accordingly, we issue notice u/s 9(1) of Contempt of Courts (Bombay High Court) Rules, 1994. Mr. Prakash Patil, Additional Collector and Deputy Director Resettlement (Land), Pune, returnable on 12 October 2015. This order will not preclude the respondents from taking out the appropriate application.

(V.L. ACHLIYA, J.)

(A.S. OKA, J.)

C E R T I F I C A T E

Certified to be true and correct copy of the original signed order.