

HARSHADA H. SAWANT
(P.A.)

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.9003 OF 2014

Ravindra Savaliram Wagh
Through His Power Of Attorney Holder
Shri. Savliram Rajaram Wagh .. Petitioner

Versus

The State Of Maharashtra Through Tahasildar .. Respondent

-
- Ms. Indrayani Koparkar, Advocate i/by Ms. Ankita Naik for Petitioner.
 - Ms. Mamta S. Srivastava, AGP for Respondent No.1.

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CORAM : MILIND N. JADHAV, J.

DATE : JANUARY 19, 2026

P.C.:

- 1.** Heard Ms. Koparkar, learned Advocate for Petitioner and Ms. Srivastava, learned AGP for Respondent No.1.
- 2.** The *lis* in the present Writ Petition arises out of RTS proceedings. According to Petitioner, Petitioner is in possession of the subject land but name of Government has been mutated as holder in the revenue record.
- 3.** Possession of the land is with Petitioner till date. Neither there is no proof of the said land having been acquired by the Government. There is no reason as to why and how the name of Government has been mutated therein.

4. In this regard despite the Petition having been filed in the year 2014 and this Court having passed a substantive order after analyzing the Affidavit-in-Reply filed by the Government in the year 2023, the Government has not clarified its position. The order passed by this Court on 20.08.2024 reads thus:-

“ The learned counsel for the Petitioner makes a statement that in spite of the order passed by the Tahasildar, the possession of the land still remains with the Petitioner herein. It is her contention that, the Government has also not taken any steps for the acquisition of the land.

2. Record indicates that, the learned AGP was granted time to take instructions in this regard.

3. In spite of granting opportunities, no statement is forthcoming from learned AGP.

4. The learned AGP on request seeks time as a last chance to make statement after ascertaining status of the case. Time is granted accordingly with clarification that, if no statement in that regard is made, it may be presumed that no action has been initiated pursuant to the order passed by the Tahasildar.

5. At the request of the learned AGP, stand over to 28th August 2024.”

5. Pursuant to the directions contained hereinabove neither any statement has been made on behalf of the Government nor the Government has ascertained the record and status of the subject land and filed any clarificatory Affidavit with regard to the status of the subject land having been acquired from the Petitioner.

6. Learned AGP is granted a period of one week to take appropriate instructions failing which the directions contained in the order dated 20.08.2024 shall be confirmed by this Court and

appropriate directions will be passed in respect to deletion of the name of the Government mutated in the revenue record pertaining to the subject land.

7. Stand over to **27th January, 2026.** To be placed under the caption '**For Orders**'.

H. H. SAWANT

[MILIND N. JADHAV, J.]

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