

Sayali

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

WRIT PETITION NO. 5612 OF 2021

Balasheb Gopalrao Maral and Others ...Petitioners

Versus

The State of and Others ...Respondents

**WITH
WRIT PETITION NO. 12707 OF 2023**

Laxman Genu Gaikwad and Others ...Petitioners

Versus

The State of Maharashtra and others ...Respondents

**Mr S. G. Deshmukh i/b Mr. Y. B. Lengare, for Petitioners.
Mr A. I. Patel, Additional G. P with Ms. M. S. Bane, AGP for
State.**

**Mr. N. P. Deshpande with Ms. Kanchan Pathak, with Rachana
H., for Respondent Nos. 7 to 13.**

**CORAM: M.S. Sonak &
Jitendra Jain, JJ.**

DATED: 02 May 2025

PC:-

1. Mr. Deshmukh, learned Counsel for the Petitioners, states that the Petitioners were allotted lands in Jategaon, Bk., Taluka Shirur, Dist. Pune, at Gat Nos. 415 and 295 because they were project-affected persons.

2. He now says that the State wishes to cancel or revoke such allotments. He points out that no formal order of revocation has been made, and at no stage was any show cause notice issued to the Petitioners. He states that the Petitioners were also never given any opportunity of hearing. He states that none of the Petitioners had applied for revocation of these allotments and allotments of lands at some other location.

3. Mr. Patel learned AGP states that due procedures were followed. However, at least today, he is unable to show us any specific order cancelling or revoking the allotment. He is also unable to make any statement as to whether any show cause notice was issued to the Petitioners or whether the Petitioners were heard before the purported cancellation or revocation.

4. Mr. Deshpande, who appears for the private Respondent, relies on the Resolution dated 06 April 2015, which, according to him, cancels the allotments of the lands to the Petitioners. He states that under this Resolution, the lands are now allotted to the parties Mr. Deshpande represents. He states that these allotments were made after the status quo order granted in this Petition was modified.

5. Accordingly, we direct the State to clarify whether there is any formal order of cancellation of the allotments made to the Petitioners and further whether any show cause notice was issued to the Petitioners and opportunity of hearing was

granted to the Petitioners before such cancellation or revocation.

6. The concerned authorities must file an affidavit in this regard on or before 13 June 2025 by serving an advance copy to the learned Counsel for the Petitioners and private Respondents.

7. List the matter for further consideration on 20 June 2025.

8. Ad-interim orders, if any, will operate till the next date.

(Jitendra Jain, J)

(M.S. Sonak, J)