

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION  
WRIT PETITION NO. 647 OF 2026**

Laxman Piraji Netke & Anr. ... Petitioners  
Versus  
The Special Land Acquisition Officer,  
Pune & Ors. ... Respondents

\*\*\*\*\*

Mr. Rameshwar Gite a/w Adv. Siddhi Dawne for the Petitioners.  
Mrs. M. S. Bane, AGP for Respondent Nos.1 to 4-State.

\*\*\*\*\*

**CORAM : MANISH PITALE AND  
SHREERAM V. SHIRSAT, JJ.  
DATE : 17<sup>th</sup> FEBRUARY 2026**

**P.C. :**

- . Heard learned counsel for the petitioners.
2. This petition was mentioned yesterday for urgent listing on the ground that possession of the land of the petitioners is likely to be taken on 18<sup>th</sup> February 2026. Looking to the urgency we directed the petition to be listed on the supplementary list today.
3. When the petition was called out for hearing, we found that along with the petition, certain documents have been placed on record, but it was not clear that notices under Section 12(2) of the Land Acquisition Act, 1984, were issued or served upon the petitioners. In that context, we requested the learned AGP to take instructions in the matter and directed the petition to be taken at 3:00 p.m.
4. The learned AGP took specific instructions and produced copy of a 'kabje patti' and *panchanama* of possession dated 25<sup>th</sup>

February 1991. It was specifically pointed out by the learned AGP that the petitioner No.1-Laxman Piraji Netke had himself signed these documents, signifying possession being handed over to the State Authorities.

5. In all fairness, copies of these documents should have been filed along with the petition. The learned counsel for the petitioners submits that he has filed the petition on the basis of instructions received from the petitioners and he further states that such documents being relied upon by the learned AGP, could at the most demonstrate paper possession with regard to the subject property.

6. We are of the opinion that unless the State Authorities are granted opportunity to file reply affidavit along with relevant documents, it would not be appropriate to grant interim relief to the petitioners.

7. Issue notice, returnable on **13<sup>th</sup> March 2026** (High on Board). Learned AGP waives notice on behalf of all the respondents.

8. Reply affidavit shall be placed on record on or before 10<sup>th</sup> March 2026.

9. Further steps taken by the respondent-Authorities shall be subject to further orders by this Court.

**(SHREERAM V. SHIRSAT, J.)**

**(MANISH PITALE, J.)**