



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

906 WRIT PETITION NO.2251 OF 2018

Shaikh Fakir Mohammed
S/o Shaikh Diwan ... Petitioner.

Versus

Lasman Kasnya Rathod
and others ... Respondents.

....

Mr. G.R. Syed, Advocate for the Petitioner.

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CORAM : V.L. ACHLIYA, J.

DATED : 12th APRIL, 2018

PER COURT:-

1. Heard the learned counsel for the petitioner. Perused the order passed by the Additional Collector, Nanded dated 14.06.2013 passed in favour of the petitioner and consequent orders passed by the Additional Divisional Commissioner, Aurangabad in Revision Petition and the Hon'ble State Minister for Revenue and Forest Department, Government of Maharashtra passed in revision thereby setting aside the order dated 14.06.2013 passed by the Additional Collector, Nanded.

2. It is the contention of the petitioner that the Hon'ble State Minister ought not to have heard and decide the revision for the reason set out in para 7 of the petition. It is contended that the Additional Collector, Nanded has passed the reasoned order after



due consideration of entire revenue record. There was no scope for the revisional authority to set aside the order dated 14.06.2013.

3. Upon considering the submissions advanced, following order is passed:

ORDER

I) Leave to amend the petition and to add revenue authorities which have passed the orders and subject matter of challenge in petition. Amendment be carried out within one week from the date passing of the order.

II) Issue notice to respondent Nos. 1 to 4 as well as the parties to be added as party respondents, making it returnable on 18.06.2018.

III) Petitioner is permitted to serve the respondents by all permissible modes of service, in addition to service through process of court, which include private service.

**(V.L. ACHLIYA)
JUDGE**