

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

940 WRIT PETITION NO.4761 OF 2015

FAKIRCHAND BHIKA SATPUTE AND OTHERS
VERSUS
RUPCHAND PARASRAM RATHOD AND OTHERS

...

Advocate for Petitioners: Mr. G. K. Naik Thigle h/
f. Mr. Thombre B V

AGP for Respondent/State: Mr. K. N. Lokhande

Advocate for Respondent Nos.5A to 5G, 6 & 7:

Mr. Mathpati Shivkumar K

...

CORAM: ARUN R. PEDNEKER, J.

DATE: 01st DECEMBER, 2022

PER COURT:

1. The learned counsel for the petitioners Mr. G. K. Naik Thigle submits that the authority designated to decide the tenancy appeal has to be conferred the powers by the State under Section 90 of the Hyderabad Tenancy and Agricultural Land Act, 1950 (hereinafter referred to as '1950 Act'). The learned Advocate further contends that the Deputy Collector, who decided the appeal was not constituted by the State under Section 90 of the 1950 Act. By order dated 24.11.2018, State was directed to place on record material indicating

that the Deputy Collector was the properly constituted authority to entertain the appeal under the 1950 Act.

2. State to file an affidavit and produce the relevant notification in that regard within a period of four (04) weeks from today.

3. Stand over to 05.01.2023.

4. Interim relief, if any, to continue till then.

[ARUN R. PEDNEKER, J.]

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