

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 6024 OF 2026

Vitthal Dashrath Galphade

VERSUS

Shivaji Sudam Varpe And Others

...

Advocate for the Petitioner : Mr. Joshi Rhshikesh A.

AGP for Respondent/State : Mr. S.P. Joshi

...

CORAM : S. G. CHAPALGAONKAR, J.

DATED : JUNE 17, 2026

PER COURT :-

1. Heard.
2. Issue notice to respondents, returnable on 15.07.2026.
Learned AGP waives notice for respondent nos.11 and 12.
3. Mr. Joshi, learned advocate appearing for petitioner submits that petitioner has created his own way to approach Shegaon-Pandharpur highway. The private respondents has nothing to do with the way created by petitioner. The Tahsildar has erroneously observed that it is a customary way available to private respondents to approach Shegaon-Pandharpur highway. *Prima facie*, there is nothing to show that portion of land marked from C to D in map annexed to Panchnama dated 18.12.2025 was used as customary way. Only because petitioner is using portion marked from B to A to approach highway from his own land, portion marked C to B cannot be considered as customary way.

4. In that view of matter, till returnable date, there shall be ad-interim way in terms of prayer clause (B).

5. Learned AGP to communicate this order to concerned authority.

(S.G. CHAPALGAONKAR, J.)

Mujaheed//