

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.9875 OF 2018
(Parmeshwar s/o Bapurao Naikwade and another Vs. The State of
Maharashtra and others)

Mr.G.K.Naik Thigle, Advocate for the petitioners.
Mr.S.R.Yadav, AGP for respondent Nos.1 to 4.

(CORAM : Ravindra V.Ghuge, J.)

DATE : 28/08/2018

PER COURT :

1. The petitioners are aggrieved by the order dated 31/05/2018 passed by the District Supdt. of Land Records, Beed / respondent No.3, by which delay of 37 years has been condoned.

2. Reliance is placed upon the order of this Court (Coram : S.V.Gangapurwala, J.) dated 21/04/2017 passed in WP No.277/2016 in the matter of Paras Babulal Sancheti Vs. The State of Maharashtra and others, as regards the jurisdiction that would rest with the Settlement Commissioner under the Maharashtra Prevention of Fragmentation and Consolidation of Holdings Act.

3. Issue notice to the respondents, returnable on 11/10/2018. Learned AGP waives service for respondent Nos. 1 to 4.

4. In the meanwhile, though clause 2 of the impugned order can be proceeded with, the correction proposal (दुरुस्ती प्रस्ताव) u/s 32(1) shall be preserved by respondent No.3 and shall not be disclosed to any party and no further steps shall be taken in pursuance thereof.

5. Copy of this petition for issuance of notice shall be supplied on or before 06/09/2018, failing which, the ad-interim protection shall stand vacated on 07/09/2018 without reference to the Court.

(Ravindra V.Ghuge, J.)