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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

WRIT PETITION NO. 1615 OF 2018

(Arti w/o Rahul Domkulwar Vaidya & Ors. Vs. State of Maharashtra & Ors.)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Mr. A.G. Baheti h/f Mr. V.V. Bhangde, Counsel for the petitioners.

Mr. A.J. Gohokar, A.G.P. for respondent no.1/State.

Mr. S.V. Sohoni, Counsel for respondent no.2.

Mr. P.A. Abhyankar, Counsel for respondent no.3.

Mr. S.S. Sanyal, Counsel for respondent no.9.

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CORAM : ANIL L. PANSARE AND
NIVEDITA P. MEHTA, JJ.
FEBRUARY 23, 2026

The petitioners are before the Court seeking directions against respondent no.2 to remove/shift mobile tower, which has been installed in Goyenka Layout, Bypass Road, Jawahar Nagar, Akola. The Counsel for the petitioners has invited our attention to the reply filed by respondent no.2 – Municipal Commissioner, Akola, wherein, it is stated that permission to erect the tower was given for one year, which was completed on 31/3/2018. It is further submitted that the tower under question is illegally standing on the spot. That dismantling of such a huge tower will require skilled labour, and therefore, notice is being issued to respondent no.4 to dismantle the same. This reply has been filed on 14/7/2025.

2] The petition is filed in the year 2018. Notices were issued on 19/3/2018. The reply is

completely silent as to what transpired until the reply is filed, as regards the inaction on part of respondent no.2 for removal of tower, which, according to him, is illegal.

3] Respondent no.2 shall, therefore, himself file an affidavit giving details of the Officers, who were responsible for taking action, but have not taken so, as also, the steps taken by him in this regard.

4] List on 25/2/2026.

(JUDGE)

(JUDGE)

Sumit