



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

WRIT PETITION NO. 1615 OF 2018

[Arti w/o Rahul Domkulwar Vaidya and ors. **vs.** State of Maharashtra through Principal Secretary, Urban Development Department and ors.]

Office Notes, Office Memoranda
of Coram, Appearances, Court's orders
or directions and Registrar's orders.

Court's or Judge's orders

Mr. S. N. Tapadia, Advocate for petitioners
Mr. A. J. Gohokar, AGP for the State/respondent no. 1
Mr. S. V. Sohoni, Advocate for respondent no. 2
Mr. P. A. Abhyankar, Advocate for respondent no. 3
Mr. S. S. Sanyal, Advocate for respondent no. 9

CORAM : **ANIL L. PANSARE AND**
NIVEDITA P. MEHTA, JJ.

DATE : **25-02-2026.**

Vide order dated 23-2-2026, respondent no. 2
– Municipal Commissioner of Akola Municipal Corporation was directed to file affidavit giving details of the officers, who were responsible for taking action, but have not taken so, as also the steps taken by him as regards removal of mobile tower which according to respondent no. 2 is illegally standing.

Learned counsel for respondent no. 2 has tendered across the bar affidavit indicating certain developments but is without names of the officers who were responsible for inaction for the period from 31-3-2018 till today.

We see that attempt of diverting our attention to subsequent developments may amount to

2

disobedience of order dated 23-2-2026. We, however, grant one more opportunity to respondent no. 2 to correct himself.

Coming to the affidavit tendered across bar, respondent no. 2 is now taking a stand that respondent has no authority to remove the mobile tower.

If that be so, respondent no. 2 shall place before us the steps taken by him and his officials for causing removal of tower and if no steps are taken, respondent no. 2 shall furnish names of those officers, who were supposed to take steps, but have not taken so.

Stand over to 26-2-2026.

(JUDGE)

(JUDGE.)

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