



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

WRIT PETITION NO.1151 OF 2026

Nandkishor Laxminarayan Somani Vs. The State of Maharashtra and Ors.

Office Notes, Office Memoranda of Coram, Appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. M.G. Bhangde (Senior Advocate) a/b. Mr. A.G. Baheti, Advocate for the Petitioner.

Ms. P.T. Joshi, AGP for the Respondent Nos.1 to 5/State.

Mr. N.R. Tekade h/f. Mr. J.B. Gandhi, Advocate for Respondent Nos.9 and 10.

CORAM: PRAFULLA S. KHUBALKAR, J.

DATED : 06th FEBRUARY, 2026

1. Heard learned Senior Advocate for the petitioner.
2. Petitioner's challenge is to the Order dated 21.01.2026 passed by the Hon'ble Minister (Revenue) by which, the regularization of fragment with respect to land in question is ordered.
3. Learned Senior Advocate for the petitioner submits that the impugned order is passed by relying upon the Ordinance dated 03.11.2025 issued by the Government of Maharashtra, however, by ignoring the crucial fact that the land in question does not fall in any of the categories as mentioned in Clause (a) to (e) of amended Section 9(4) of the Maharashtra Prevention of Fragmentation and Consolidation of Holdings Act. He further submits that on account of the incorrect application of the said ordinance to the land in question, the impugned order is unsustainable in law.

4. Having regard to the controversy involved, issue notice to the respondents, returnable after four weeks.
5. Learned AGP waives service of notice on behalf of respondent Nos.1 to 5/State.
6. Mr. N.R. Tekade holding for Mr. J.B. Gandhi, waives service of notice on behalf of respondent Nos.9 and 10.
7. Petitioner is permitted to serve the remaining respondents by private mode, in addition to regular mode of service and file affidavit of service in that regard by next date.
8. In the meantime, the parties are directed to maintain status-quo, as on today.

(PRAFULLA S. KHUBALKAR, J.)

Privel