

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

**WRIT PETITION NO.989/2015**

**Smt. Veenarani w/o Hukumchand Jain**

**...Versus...**

**State of Maharashtra through its Secretary, Urban Development Department,**  
**Mantralaya, Mumbai – 400 032 and others**

**WITH**

**WRIT PETITION NO.1194/2015**

**Shri Hemandas s/o Dayaldas Motwani**

**...Versus...**

**State of Maharashtra through its Secretary, Urban Development Department,**  
**Mantralaya, Mumbai – 400 032 and others**

**WITH**

**WRIT PETITION NO.2313/2015**

**Chandkaran s/o Hotaldas Bajaj**

**...Versus...**

**State of Maharashtra through its Principal Secretary, Urban Development**  
**Department, Mantralaya, Mumbai – 400 032 and others**

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

Court's or Judge's orders

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Shri Shyam Dewani, Advocate for petitioner in all petitions  
Shri N.S. Rao, AGP for respondent nos.1 and 2 in W.P. Nos.989/15 & 1194/15  
Shri A.A. Madiwale, AGP for respondent nos.1 and 2 in W.P. No.2313/15  
Shri R.M. Bhangde, Advocate for respondent no.3 in all petitions

**CORAM : SMT. VASANTI A NAIK AND**  
**KUM. INDIRA JAIN, JJ.**

**DATE : 05.10.2016**

Heard. **RULE**. Hearing is expedited.

The parties are free to move this Court for an early decision in the writ petitions as and when the issue whether the provisions of Section 24 (2) of the Right to Fair Compensation

and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 would apply to the entire acquisition proceedings and/or to the proceedings in respect of the sole land-holder, is decided or if there is any urgency for securing the possession of the land for the **MIHAN** Project.

Since, we, *prima facie*, find from the documents annexed to the writ petitions that the petitioners are still in actual possession of the properties, that were sought to be acquired, the respondents are restrained from dispossessing the petitioners, during the pendency of the writ petitions.

Learned Assistant Government Pleader Shri Rao waives notice of hearing on behalf of the respondent nos.1 and 2 in Writ Petition Nos.989/2015 and 1194/2015. Learned Assistant Government Pleader Shri Madiwale waives notice of hearing on behalf of the respondent nos.1 and 2 in Writ Petition No.2313/2015. Learned Counsel Shri Bhangde waives notice of hearing on behalf of the respondent no.3 in all petitions.

**JUDGE**

**JUDGE**

Wadkar

**CERTIFICATE**

I certify that this order uploaded is a true and correct copy of original signed order.

Uploaded by : S.S. Wadkar, P.S.

Uploaded on : 06/10/2016