

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8063 OF 2013

Smt. Sharada Gajanan Jadhav & Ors. ..Petitioners.

Versus

State of Mah. and Others. ..Respondents.

Mr. N. V. Bandiwadekar for the Petitioners.

Mr. S. K. Shinde, AGP for Respondent No. 1 and 2.

Mr. S. A. Sawant for Respondent No. 3.

Mr. P. S. Dani, for Respondent Nos. 4 and 5.

Coram : RANJIT MORE, J.

Date : **December 9, 2013.**

P. C. :

1. Having heard learned Counsel appearing for the respective parties. I am of the view that the Collector, who has passed the impugned order under sections 10 and 16 of the Maharashtra Ancient Monuments and Archaeological Sites and Remains Act, 1960, cannot be said to be a quasi judicial authority. In my view, the impugned order is administrative in nature and therefore petition will lie before the Division Bench. Registry shall place the writ petition before the appropriate bench.

2. The Petitioner shall make necessary compliances

for placing the writ petition before the Division Bench. In order to enable the Petitioner to make those compliances, ad-interim relief granted earlier shall remain in force for the period of two weeks from today.

3. Companion writ petition be also placed before the Division Bench subject to compliances by the Petitioner.

[RANJIT MORE, J.]