

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION
WRIT PETITION NO.8063 OF 2013

Smt.Sharda Gajanan Jadhav & Ors. .. Petitioners
Versus
The State of Maharashtra & Ors. .. Respondents

WITH

WRIT PETITION NO8197 OF 2013

Balasaheb Kupekar & Ors. .. Petitioners
Versus
The Collector Kolhapur & Ors. .. Respondents

Mr.N.V.Bandiwadekar for petitioner in W.P.8-063 of 2013
Mr.Vivek Salunke, for petitioner in W.P.8197 of 2013
Mr.S.K.Shinde, GP for respondent Nos. 1 and 2 in both
petitions
Mr.S.A.Sawant for respondent No.3 in W.P.8063 of 2013
Mr.P.S.Dani for respondent Nos. 2 and 10

CORAM : S. C. DHARMADHIKARI &
MRS. REVATI MOHITE DERE, JJ

Date : 23rd December 2013.

P.C.:

1] On 15th April 2013, the Collector, acting as an authority

under the Maharashtra Ancient Monuments & Archaeological Sites and Remains Act, 1960 has passed an order directing removal of certain shops and commercial units/ establishments from the vicinity of the Mahalaxmi Temple, Kolhapur. That order passed on 15th April 2013 is not implemented till date. We would expect the State to indicate as to how it proposes to deal with the situation after removal of the commercial establishments because it is the State which has caused this removal in the real sense.

2] Let the area be freed but it is for the State to deal with the complaints of those who have approached this court stating that for decades together, they have been having their establishments and commercial units.

3] We would expect replies and rejoinders to be filed so that the petitions can be disposed of finally. List the matter on 23rd January 2014. All replies and rejoinders to be filed on or before

15th January 2014. Ad-interim to continue till 27th January
2014.

(S. C. DHARMADHIKARI, J)

(MRS.REVATI MOHITE DERE J.)