

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).18798/2013

(From the judgement and order dated 05/04/2013 in WP No.4357/2012 of The HIGH COURT OF BOMBAY)

BHALCHANDRA SHRAVAN PATIL

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA & ORS.

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment and exemption from filing O.T. and with prayer for interim relief and office report)

Date: 27/05/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN
HON'BLE MR. JUSTICE DIPAK MISRA
(VACATION BENCH)

For Petitioner(s) Mr. Ranjit Kumar, Sr. Adv.
Mr. Vinay Navare, Adv.
Mr. Keshav Ranjan, Adv.
Mr. Satyajeet Kumar, Adv.
Ms. Abha R. Sharma, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
O R D E R

Shri Ranjit Kumar, learned senior counsel appearing for the petitioner has submitted that the High Court has failed to consider the grievance of the petitioner in correct perspective. The suit property though stood notified under Section 4 of the Land Acquisition Act, 1894, and in respect of the same the award was made, but neither the petitioner had withdrawn the compensation nor the possession of the suit land had been taken. Further, the petitioner had not claimed any developed land under the development scheme in respect of the suit land and thus, whether in such a fact situation, Section 48 notification had been correctly issued in regard to the said land. Thus, the same could not have been subsequently withdrawn.

After arguing for some time, Shri Ranjit Kumar, learned

senior counsel, prayed for permission to withdraw the petition with liberty to file a review petition. Ordered accordingly.

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The petition is dismissed as withdrawn with the liberty as prayed for.

| (DEEPAK MANSUKHANI)
| Court Master

| (M.S. NEGI)
| Court Master

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