

ITEM NO.23

COURT NO.11

SECTION IX

S U P R E M E      C O U R T   O F   I N D I A  
R E C O R D   O F   P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil) No(s).22659/2010  
(From the judgement and order dated 21/04/2010 in      PIL No. 2/2007  
of The HIGH COURT OF BOMBAY)

NARAYAN LAXMAN RANE

Petitioner(s)

VERSUS

STATE OF MAHARASHTRA &amp; ORS.

Respondent(s)

(With appln(s) for exemption      from      filing      c/c      of      the      impugned  
Judgment and office report)

Date: 26/08/2010      This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s)

Mr. Vinay Navare, Adv.

For Ms. Abha R. Sharma, A.O.R.

For Respondent(s)

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

This is a petition for setting aside the order of the Division Bench of the Bombay High Court which disposed of the writ petition filed by the petitioner as a piece of public interest litigation by giving him liberty to challenge order dated 9.4.2010 passed by the Government of India, Ministry of Environment and Forest granting provisional approval under Section 2 of the Forest (Conservation) Act, 1980 for construction of the Eco-Tourism Center at Dhampur, Tehsil Malvan, District Sindhudurg (State of Maharashtra).

We have heard learned counsel for the petitioner and perused the record. Since the High Court did not adjudicate on the legality of the order passed by the

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Government of India and liberty has been given to the petitioner to challenge order dated 9.4.2010, we do not find any valid ground or justification to entertain the special leave petition, which is dismissed.      However, we reiterate that the petitioner shall be free to challenge order dated 9.4.2010 by availing appropriate legal remedy.

(A.D. Sharma)  
Court Master

(Phoolan Wati Arora)  
Court Master