

Ms. Madhvi Diwan, learned counsel appearing on behalf of the State submits that in the instant case interpretation of Section 127 of Maharashtra Regional and Town Planning Act, 1966 is involved.

She also produced before us a record of proceeding dated 8.12.2010 in the case of Asgarali E. Lakdawala & Ors. vs. Bhakti Vedanta Book Trust & Ors. of the Constitution Bench opening that this question should be decided by a three Judge Bench.

In that view of the matter, we need not go into the controversy on the aforesaid question, the matter may be placed, subject to the order of the Hon'ble the Chief Justice, before a three Judge Bench.

(Neetu Khajuria)
Sr.P.A.

(Vinod Kulvi)
Court Master