

February 28th, 2006

IN THE COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
WRIT PETITION NO 1008 OF 2006
Ganpat Vs State of Maharashtra

Court's or judges orders

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrars orders.

Shri S.A. Godrey, Advocate for petitioners.
CORAM: J.N. PATEL AND A.H. Joshi, JJ
DATED: 28/ 02 /2006

Notice to respondents, returnable within two weeks. Mr. Parchure Special Counsel for the Respondent State waives service for all the respondents for whom he is nominated as Special Counsel. So far as the rest of the respondents i.e., the authorities of the State are concerned, learned AGP waives service.

The Counsel for the petitioners is directed to furnish the copies of the petition to Mr. Parchure Learned Special Counsel and concerned AGP to enable them to file their return.

Mr. Parchure makes a statement that in so far as the proclamation issued in Dharni and Kelapur region which comes under Amravati and Yeotaml districts for allotment of the Fair Price Shop and Retail kerosene shops are concerned the State has not given any such instructions and the same has been issued by the respective Sub-Divisional Officer, Dharni and Kelapur without any authority and the State should withdraw the same.

In so far as the Court having passed an order of Status Quo in some of the petitions in which notice are already issued to the state, we make it clear that the status quo does not remain stayed from processing the Scheme in terms of the Government Resolution which is subject matter of challenge, but they shall not implement it until further orders.

Stand over three weeks.