

**IN THE HIGH COURT OF BOMBAY AT GOA**

MISC.CIVIL APPLICATION NO. 688 OF 2003

MS. PHILOMENA ABELINA AFONSO E  
ANTAO,SANTO ESTEVAM

....Applicants

Versus

DIRECTOR PANCHAYATS AND ORS.,

....Respondents

SHRI J.A.LOBO,

Coram:- A.M.KHANWILKAR &  
P. V. HARDAS, JJ.

Date:- 29th November, 2003

P.C.:

Heard both sides.

The main grievance made on behalf of the Applicant at this stage is that the Authorities have removed the water metre and are in the process of damaging the water pipe which provides water connection to the Applicant's residence. It is also contended that the Authorities may commence the laying of black topping on the road and use rollers to level the road in which case it would damage the present soak pit of the Applicant. To resolve this problem, it is agreed that the Applicant will immediately make an application to the Panchayat/ Respondent No.3 on or before 2nd December, 2003 praying for permission to shift the water metre as well as soak pit in the plot owned and possessed by the Applicant. If such appli

cation is made, the Panchayat shall pass appropriate orders thereon on or before 15th December, 2003 and after those orders are passed, the Applicant shall immediately proceed to carry out necessary amends with regard to water metre and soak pit within one week thereafter. The Authorities may proceed to take steps for levelling the road and other measures on and from 23rd December, 2003. It is made clear that if the Applicant fails to make an application to the Panchayat before 2nd December, 2003, it will be open to the Authorities to proceed with further work on and from 23rd December, 2003.

Insofar as water pipe running along the wall of the residential house of the Applicant is concerned, it will be open to the concerned Authorities to examine whether the same can be allowed to be retained at the same place and if, it is necessary in law to bury the pipe line. When required to bury underground, the Authorities may take appropriate steps in that behalf.

Photographs tendered by the learned Senior Counsel for the Petitioners is taken on record.

Miscellaneous Civil Application is disposed of.

A.M.KHANWILKAR, J.

P. V. HARDAS, J.