

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 853 OF 2009

NACHINOLA VILLAGE WELFARE FORUM ... Petitioner
Versus
STATE OF GOA THROUGH ITS CHIEF
SECRETARY AND 11 ORS. ... Respondent

Mr. Iftikhar Agha, Advocate for the Petitioner.
Mr. A. Kamat, Additional Govt. Advocate for Respondents No.1, 3
to 10.
Mr. Nigel Da Costa Frias, Advocate for Respondent No.2.
Mr. A.D. Bhobe, Advocate for Respondents No. 11 & 12.

Coram:- N. A. BRITTO, J.

Date:- 30th December, 2009

P.C.:

Heard. Shri Bhobe appears on behalf of respondents no. 11 & 12.
Respondent No.2 is represented by advocate Shri Costa Frias.
Remaining respondents are represented by additional Govt. advocate
Shri A. Kamat.

2. Shri Costa Frias, learned Counsel appearing on behalf of the
Village Panchayat submits that the Village Panchayat has already
held an inspection and the report of inspection will be placed before
the Panchayat at its meeting tomorrow and appropriate action in
accordance with law will be taken against respondents no. 11 & 12.

3. Shri Bhobe appearing on behalf of respondents no. 11 & 12
submits that the said respondents have applied for conversion of
Survey No. 77/2 and 4/4 of Village Nichinola for the purpose of
using the said land for commercial activities and their application is
pending. The respondent no.6/7 shall consider the said application

along with the present petition in accordance with law within a period of 4 weeks.

4. Since the authorities concerned are already seized of the matter and have decided to take appropriate action in accordance with law, nothing survives in this petition. The premises in question shall not be used as commercial premises until the private respondents obtain necessary permissions from the concerned authorities.

5. The petition is disposed of on the above terms. Authenticated copy be issued.

N. A. BRITTO, J.

NH