



Niti

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

**WRIT PETITION NO.202 OF 2025 (F)**

FILOMENA FERNANDES AND ANR

... PETITIONERS

Versus

M/S. ALFREDO M. COTTA AND  
ASSOCISTES AND 8 ORS

... RESPONDENTS

Ms Priyanka Kamat, Advocate for the Petitioners.

Ms Sapna Mordekar, Additional Government Advocate for  
Respondent Nos.5 to 7.

**CORAM:- M. S. KARNIK &  
NIVEDITA P. MEHTA, JJ.**

**DATED :- 29th January, 2025**

P.C.:

Heard Ms Priyanka Kamat, learned counsel for the petitioners.

2. Considering the nature of the relief prayed in the petition, we had called upon Ms Mordekar, learned Additional Government Advocate to inform us as to the status of the proceedings before the Mamlatdar, Tiswadi. Ms Mordekar, on instructions, submits that all possible steps are being taken by the Mamlatdar for expediting the recovery of the penalty in accordance with the order dated 31.01.2024 passed by respondent no.4. It is further submitted by Ms Mordekar that the petitioner is expected to cooperate with the Mamlatdar.

3. Learned counsel for the petitioner submitted that all the details

regarding the property are already before the Mamlatdar and, in any case, assures that the petitioner will cooperate with the Mamlatdar in the matter of furnishing any information that is required so that the recovery of the penalty is expedited.

4. Ms Mordekar assures that all steps are being taken by the Mamlatdar to expedite the recovery. It is further submitted that the matter is being attended to by the Mamlatdar on a priority basis. By accepting the assurance made by Ms Mordekar, we dispose of the petition by granting liberty to the petitioner to file a fresh petition after three months if there is no substantial progress in the matter of recovery of penalty.

5. We are not inclined to accede to the prayer of learned counsel for the petitioner that the District Court be directed to expedite the execution proceedings in a petition filed in the present form. Nonetheless, in the peculiar facts, we can only request the District Court to consider the request, if made by the petitioner, for expediting the execution proceedings sympathetically.

6. The petition stands disposed of. No costs.

**NIVEDITA P. MEHTA, J.**

**M. S. KARNIK, J.**