

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 5323 of 2015

Shashikala Suresh Gargade

...PETITIONER

VERSUS

Appa Baburao Sanap and others

...RESPONDENT

Mr. N.L. Jadhav, Advocate for petitioner
Mr. R.P. Dhas, Advocate holding for
Mr. R.P. Deshpande, Advocate for the respondents No. 1 to 4

CORAM : SUNIL P. DESHMUKH, J.

DATE : 26th AUGUST, 2015

ORDER :

1. After hearing the matter for considerable length, learned counsel appearing for parties resile to the situation that it would be appropriate to decide application Exhibit-18-D filed by the present respondents in regular darkhast no. 33 of 1999 pending before the Civil Judge, Junior Division, Patoda.

2. As such, having regard to the facts and circumstances, it would be expedient that instead of deciding present writ petition on merits, executing court proceeds with application Exhibit-18-D filed by

respondents and decide the same as early as possible, preferably within a period of twelve weeks, from the receipt of writ of this order on its own merits without getting influenced by earlier order.

3. With aforesaid directions, writ petition stands disposed of.

Sd/-

(SUNIL P DESHMUKH, J.)

MTK.