

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 6201 OF 2015

Ramchandra Shripat Ware

...PETITIONER

versus

Navalbai W/o Pannalal Pokharna
Since died through L.Rs. and ors.

...RESPONDENTS

.....
Mr. S.Y. Mahajan, Advocate for Petitioner
Mr. S.S. Bora, Advocate for respondents
.....

CORAM : SUNIL P. DESHMUKH, J.

DATED : 1st July, 2015

Order :-

1. Learned counsel for the petitioner submits that the petitioner is present in the court and he identifies the petitioner.
2. After hearing learned counsel for either side, I am disinclined to entertain the writ petition. Petitioner has volunteered to file an undertaking to vacate the suit premises within a reasonable period, pursuant to liberty referred to in order dated 30-04-2012 of the Supreme Court. Looking at that, time span of occupying and occupation of the petitioner, I deem it appropriate that suit premises be vacated by the petitioner latest by 31st December, 2015 and undertaking to that effect be filed within a period of four weeks from today in this court. The petitioner also to furnish an undertaking to the effect that no

interest or encumbrance would be created over the suit property and it would be physically delivered without any hindrance by 31-12-2015 and till then would pay compensation for occupation at the rate at which rent was being paid.

3. With above observations, writ petition stands disposed of.

Sd/-

(SUNIL P. DESHMUKH, J.)

MTK