

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

**CONTEMPT PETITION NO. 358 OF 2015
IN
SECOND APPEAL NO. 84 OF 2015**

Rameshwar Kashinath Jirwankar ...PETITIONER

versus

Ramchandra Tukaram Ingale and another ...RESPONDENTS

.....
Mr. N.K. Tungar, Advocate for petitioner
Mr. P.S. Koshti, Advocate holding for
Mr. V.B. Anjanwatikar, Advocate for respondents.
.....

CORAM : SUNIL P. DESHMUKH, J.

DATED : 1st DECEMBER, 2015

Order :-

1. Heard learned counsel for contempt petitioner.
2. It is being alleged that there is breach of order dated 18th April, 2015 wherein *status-quo* was directed to be maintained by the parties.
3. Learned counsel for contempt petitioner contends that while next date was 10th June, 2015, on 6th May, 2015 respondents had asked the contempt petitioner to move out of the house and that they had been battered, about which complaint has been lodged with Police Station, Nava Mondha, Parbhani and the same has been registered as non-cognizable case.
4. Learned counsel fairly refers to that pursuant to decree passed

in the proceedings for eviction, possession has been taken over by the landlord in August, 2015.

5. In such a position, there does not appear to be ostensibly any breach committed of underlying intention in order dated 18th April, 2015.

6. In the circumstances, this is not a case, wherein contempt proceedings should be initiated.

7. Contempt Petition, as such, stands dismissed.

Sd/-

(SUNIL P. DESHMUKH, J.)

MTK