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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

BENCH AT AURANGABAD

CRIMINAL WRIT PETITION NO.1147/2015

Bagban Managing Committee,
Sabzi Mandi, Paithan Gate,
Aurangabad. Through its President
Shaikh Musa s/o Shaikh Abdul
Rahman Bagban, aged 54 yrs.,
occu.business r/o Samta Nagar,
Aurangabad.

...Petitioner..

Versus

The State of Maharashtra & another.

...Respondents...

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Smt.Fatema Kazi, Advocate h/f Shri S.S. Kazi, Advocate
for petitioner.

Shri B.L. Dhas, APP for respondents.

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**CORAM: A.B. CHAUDHARI &
INDIRA K. JAIN, JJ.**

DATE: 03.09.2015

ORDER :

- 1] Heard learned counsel for the rival parties.
- 2] Learned APP has shown the order passed by the
Commissioner of Police u/s 39 of the Bombay Police Act.
The copy of said order appears not to have been served on
the petitioner and, therefore, there is no occasion for

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the petitioner to raise a challenge to the said order.

3] Be that as it may. We dispose of the present writ petition with liberty in favour of the petitioner to challenge the said order if so advised in accordance with law. No relief for the present can be worked out in favour of the petitioner. The petition is disposed of accordingly.

(INDIRA K. JAIN, J.)

(A.B. CHAUDHARI, J.)