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

WRIT PETITION NO. 1365 OF 2015

Asad Ali Rajjab Ali ..PETITIONER

VERSUS

Mohd. Quasim Waseem Osman ..RESPONDENT

Mr P.V. Mandlik, Senior Advocate, instructed by Mr Amol Gandhi and Mr P.P. Mandlik, Advocates for petitioner;
Mr Amol Joshi, Advocate holding for Mr Rajendra Deshmukh, Advocate for respondent

CORAM : N.W. SAMBRE, J.

DATE : 21st November, 2015

ORAL ORDER :

The order dated 25th June, 2013, passed by Principal District Judge, Nanded, while deciding an appeal under the provisions of the Bombay Government Premises (Eviction) Act, 1955, is questioned in the present petition.

2. Principally, the order pertains to remand of the matter to the Chief Executive Officer, Maharashtra State Wakf Board, so as to conduct an inquiry, as is observed in paragraph 17 of the impugned order.

3. I see no reason to interfere in the matter, however, would like to add that the learned Chief Executive Officer, Maharashtra State Wakf Board, shall also consider and deal with the locus of the person who has initiated

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proceedings against the petitioner, as also maintainability thereof and shall record findings thereon.

4. With the above observations and directions, writ petition stands disposed of with no order as to costs.

(N.W. SAMBRE, J.)

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