

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.3492 OF 2015

1. Shri Khadeshwar Mahadev Mandir

Khanda & Ors.

...Petitioners.

V/s.

1. The Manager (RHB) & Ors.

...Respondents.

Mr. Suresh S. Pakale a/w Mr. Saurabh Pakale i/b Mr. Avinash Ram Belge
for the petitioners.

Mr. Kamlesh Ghamre for respondent Nos.1 to 4.

**CORAM : A.S.OKA &
V.L. ACHLIYA, JJ.**

DATE : 8th SEPTEMBER, 2015.

P.C.:

. Learned Counsel for the 5th respondent has raised an issue of
gross delay in filing the petition.

2. We have perused the prayer clause 1(a). We have already
recorded separately in the order passed today in Writ Petition
No.6966/2012 that the Board of Directors of CIDCO intend to consider
the proposal for cancellation of impugned resolution No.10136, which is
the subject matter of challenge in this petition.

3. In view of the order separately passed in the aforesaid
petition, at this stage it is not necessary to consider the writ petition on
merits. We, accordingly, dispose of the writ petition by keeping all the
contentions of the parties on merits open. The contention of the 5th
respondent based on delay is also kept open.

(V. L. ACHLIYA, J.)

(A. S. OKA, J.)

CERTIFICATE

“ Certified to be true and correct copy of the original signed
Judgment/Order.”