

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

**CIVIL APPLICATION NO. 4945 OF 2010
WITH
WRIT PETITION NO. 6182 OF 2009**

Vithalsing Sandusing Kakarwal and Others ..APPLICANTS

VERSUS

Rukameshchandra Hemprakash Mishra
and Others ..RESPONDENTS

WITH

**CIVIL APPLICATION NO. 5075 OF 2014
WITH
WRIT PETITION NO. 6182 OF 2009**

Rukameshchandra Hemprakash Mishra
and Others ..APPLICANTS

VERSUS

Vithalsing Sandusing Kakarwal and Others ..RESPONDENTS

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Mr. Gulam Mujtaba, Advocate for applicants in CA 4945/10 and for respondents in CA 5075/14.

Mr. N.R. Solunke, Advocate for Respondent Nos.1 to 3 and Mr. D.V. Tele, AGP for Respondent Nos.4 to 7 in CA 4945/10 and for applicants in CA 5075/14.

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**CORAM : RAVINDRA V. GHUGE, J.
DATED : 12th FEBRUARY, 2016**

ORAL ORDER :

1. I have heard the learned Counsel for the applicants and non-applicants in both the civil applications.

2. The Civil Application No.4945/2010 is not been considered at this stage since the interim relief has been granted on 16.09.2009 and the civil application has been filed on 12.01.2010. Hence the Civil Application No. 4945/2010 is rejected.

3. The Civil Application No. 5075/2014 is allowed for the reasons set out in the application. List Writ Petition No. 6182/2009 for final hearing on 07.04.2016.

(RAVINDRA V. GHUGE, J.)