

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

WRIT PETITION NO. 1432 OF 2016

Bhausahab Laxmanrao Walture .. Petitioner

Versus

The State of Maharashtra and others .. Respondents

Shri T. G. Gaikwad, Advocate for the Petitioner.

Shri A. M. Phule, A. G. P. for the Respondent No. 1.

Shri V. P. Latange, Advocate for the Respondent No. 2.

Shri Sachin S. Deshmukh, Advocate for the Respondent No. 3.

CORAM : S. V. GANGAPURWALA

A. I. S. CHEEMA, JJ.

DATE : 07TH MARCH, 2016.

PER COURT :

. We have heard Mr. Gaikwad, the learned counsel for the petitioner, Mr. Deshmukh, the learned counsel for the respondent No. 3, Mr. Latange the learned counsel for the respondent No. 2 and the learned A. G. P.

2. Mr. Deshmukh, the learned counsel for the Respondent No. 3 on instructions states that, the respondent No. 3 would relocate the tower from the existing place. The petitioner and the other residents should cooperate in allowing the respondent No. 3 to remove the machineries. They have locked the premises.

3. Mr. Gaikwad, the learned counsel on instructions states that the petitioner and other persons are ready to cooperate the respondent No. 3. The respondent No. 3 should remove the said machineries and the tower immediately.

4. Mr. Deshmukh, the learned counsel states that within two (2) weeks the respondent No. 3 would remove the machineries.

5. In light of that, the writ petition is disposed of. The respondent No. 3 as agreed shall remove the said tower along with machineries within a period of two (2) weeks from today. The petitioner shall cooperate in allowing the respondent No. 3 to remove the said tower and machineries. No costs.

[A. I. S. CHEEMA, J.]

[S. V. GANGAPURWALA, J.]