

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

914 . RA/42/2011

In

CRA/70/2010

KAILAS APPA YEOLE AND ORS

V/S

ABDUL KHALIQ MOHAMMAD MUSA

AND ORS

.....

Mr.SHINGARE K F, Advocate for Applicant.

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CORAM : T.V.NALAWADE, J.

DATE : 5th MAY, 2016

ORAL ORDER :-

. Heard learned counsel for the applicant. He produced copy of Order made by the Presiding Officer, Waqf Tribunal on Exh. 79 in Waqf Suit No. 12/2003 dated 18/03/2016. At Para No. 8, the Tribunal has observed that the previous report being one sided can not be used and no notice was given to the plaintiff and behind the back of the plaintiff, Court Commissioner paid the visit. The Tribunal has held that if the parties desire, they can move for appointing Court Commissioner for inspecting suit site in presence of both sides.

2. In view of this observation made by the Tribunal, this Court holds that it is not possible to review the order made by the other Hon'ble Judge.

3. With such liberty, Review Application stands rejected.

[T.V.NALAWADE, J.]