

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

**WRIT PETITION NO. 12376 OF 2016**

Sanjay Shamgonda Patil & Ors.

..Petitioner

v/s.

The State of Maharashtra & Ors.

..Respondents

Mr. Satish Borulkar i/b. A.B.Pawar for the Petitioner.

Mrs. M.P.Thakur, AGP for the State.

Mr.A.R.Gole, for the Respondent No.2.

**CORAM : RANJIT MORE &**

**SMT. ANUJA PRABHUDESSAI,JJ.**

**DATED : OCTOBER 27, 2016.**

**P.C.**

1. Having heard learned Counsel for the respective parties, we deem it convenient to dispose of this petition by directing the Appellate Authority, not to give effect to the order that may be passed in appeal filed by the respondent no.2 under Section 44(e) of the Maharashtra Municipal Corporation Act, in case the same is adverse to the interest of the petitioner, for the period of two weeks from the date of communication thereof to the petitioner. Ordered accordingly.

2. It is made clear that we have not gone into the merits of the case and the appeal shall be disposed of by the Appellate Authority on its own merits, in accordance with law.

**(ANUJA PRABHUDESSAI, J.)**

**(RANJIT MORE, J.)**