

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.2665/2015

Shri Pradeep s/o Shri Suresh Choudhary

...Versus...

Nagpur Improvement Trust, Nagpur, through its Chairman and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri A.M. Joshi, Advocate for petitioner
Shri M.V. Samarth, Advocate for respondent nos.1 to 4
Shri S.G. Jagtap, Advocate for respondent no.6

**CORAM : SMT. VASANTI A NAIK AND
KUM. INDIRA JAIN, JJ.**

DATE : 16.08.2016

Since after hearing the learned Counsel for the parties, we find that several disputed questions of facts arise for determination in this writ petition, Shri A.M. Joshi, the learned Counsel for the petitioner states that the petitioner would file appropriate proceedings in the civil Court, challenging the action of the Nagpur Improvement Trust. It is, however, stated that since a statutory notice of two months is required to be served on the Nagpur Improvement Trust before institution of the suit, the *ad interim* relief granted by this Court on 6.5.2015 may be continued for a period of three months.

The request made on behalf of the petitioner is just and reasonable. Hence, we permit the petitioner to withdraw the writ petition with liberty to take up appropriate proceedings.

The writ petition stands disposed of as withdrawn. The points raised in the petition are kept open.

The *ad interim* relief granted on 6.5.2015 to continue for a period of three months and ten days.

JUDGE

JUDGE

Wadkar

CERTIFICATE

I certify that this order uploaded is a true and correct copy of original signed order.

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