

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

WRIT PETITION NO.5249 OF 2015

Mohammed Javed s/o Sheikh Idu and anr

..vs..

**The State of Maharashtra, thr its Chief Secretary, Ministry of Revenue and Forest, Madam
Cama Road, Mantralaya, Mumbai and ors**

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

Court's or Judge's Order

Shri Masood Shareef, counsel for the petitioners.
Mrs. Ketki Joshi, AGP for R-1 to 5.

**CORAM : B.P. DHARMADHIKARI &
KUM. I.K. JAIN, JJ.**

DATED : JUNE 17, 2016.

We have heard respective learned counsel for the parties for some time.

Prima facie, we find that petition has been filed only to kill time and to defeat the process of law. It is nothing but abuse of process of law. However, we are not concluding this aspect finally, as learned counsel Shri Masood Shareef for the petitioners states that he would file appropriate proceedings in accordance with law. He seeks leave to withdraw the petition with liberty to file such proceedings.

Subject to petitioners' depositing amount, as claimed, with the Assistant Director of Town Planning, Yavatmal, and additional amount of Rs.20,000/- only to show *bona fide* with that authority, within a period of four

.....2/-

weeks from today, we grant liberty as prayed for.

If amount is so deposited, the petitioners are free to file appropriate proceeding as per law.

With the said liberty, we dispose of the present petition as withdrawn.

JUDGE

JUDGE

!! BRW !!

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