

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

Writ Petition No.4647 of 2014
(Smt. Padmavati wd/o Pandurang Ugale (Patil) v. Kailash Vitthalrao
Verulkar and another)

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

Shri J.J. Chandurkar, Advocate for Petitioner.
Shri V.S. Giramkar, Advocate for Respondent No.1.

Coram : R.K. Deshpande, J.
Date : 1st March, 2016

The respondent No.1, who is the original plaintiff, has
filed Regular Civil Suit No.107 of 2011, claiming the reliefs as
under :

*“i. declare the plaintiff is a lawful tenant of the
defendant no.1 suit premises and Grant mandatory
injunction against the defendant directing him to restore
the electric supply to the suit premises of the occupation
of the plaintiff;*

*ii. In case, the defendant no.1 is not ready to restore
electric supply to the plaintiff occupied house, then issue
direction to the defendant no.2 and 3 to give new electric
meter alongwith electric supply to the plaintiff his own
name;*

*iii. And be further pleased to restrain to defendant
from unlawfully disconnecting the electric and water
supply connection to the suit premises in occupation of*

the plaintiff;

iv. Cost of the proceeding and compensation of Rs.20,000/- be saddled on the defendant;

v. Grant any other relief which this Hon'ble Court deems fit under the circumstances of this case be given to the plaintiff, in the interest of justice & equity.”

It is informed by the learned counsels appearing for the parties, after taking instructions from their clients, that the electricity connection has been restored to the premises in occupation and possession of the respondent No.1.

In view of this, the suit itself can be disposed of as having become infructuous, keeping all other questions regarding tenancy open to be agitated in the appropriate proceedings, if any required to be instituted.

With these observations, the petition is dismissed.

Judge.

Lanjewar