

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 12582 OF 2017

SAU KAMALBAI SANJIVANRAO AHANKARI
VERSUS
SMT MEHRUNNISA MUSAKHAN PATHAN AND ANOTHER

...
Advocate for Petitioner : Mr. Deshmukh Rajiv B.

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CORAM : V. K. JADHAV, J.
DATED : 7th NOVEMBER, 2017

PER COURT:-

1. There is no substance in the writ petition. By way of filing application Exh.100 in R.C.S. No. 333 of 2004, the plaintiff sought to issue directions to the Taluka Inspector of Land Record to carry out re-measurement of plots. Learned Judge of the trial court by its impugned order dated 8.11.2016 rejected the said application Exh.100.
2. Learned counsel for the petitioner-original plaintiff submits that though the T.I.L.R. has submitted a map before the court, he did not show demarcation of boundaries between plot Nos. 6 and 7. The original plaintiff therefore, filed an application Exh.100 before the trial court for directing re-measurement of the plots.
3. On perusal of copy of map placed on record, it appears that the Court Commissioner i.e. T.I.L.R. has mentioned the area of plots in possession of the plaintiff as well as defendants separately and also shown

the disputed portion in the map. It is thus for the trial court to draw appropriate inference in terms of the map produced before the Court.

4. In view of the same, fresh direction for re-measurement of plots by T.I.L.R. are unwarranted and uncalled for. The Trial court has rightly rejected application Exh.100. I do not find any fault in the impugned order. There is no substance in the writ petition. Writ petition is hereby dismissed. No costs.

(V. K. JADHAV, J.)

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