

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 5214 OF 2017

Jalindar Uttamrao Avhad .. Petitioner

Versus

The State of Maharashtra and others .. Respondents

Shri Vijay A. Dhakane, Advocate for the Petitioner.

Shri S. G. Karlekar, A. G. P. for Respondent Nos. 1 to 6.

Shri R. V. Naiknavare, Advocate for the Respondent No. 7.

**CORAM : S.C.DHARMADHIKARI AND
MANGESH S. PATIL, JJ.**

DATE : 13TH JULY, 2017.

PER COURT :

. In the light of the affidavit filed by the State and particularly the solemn statement made therein, we do not think that the grievance of the petitioner survives. We accept each of the statement made in the affidavit of Bhimrao S/o Onkar More dated 10th July, 2017 (Deputy Superintendent of Land Records, Pathardi, Tq. Pathardi, Dist. Ahmednagar) as undertakings to this Court. The writ petition is disposed of in terms of this undertaking.

2. Needless to clarify that on the basis of measurement, if it is found that there is any encroachment on the property concerned,

including by the petitioner, the same shall be removed in accordance with law.

[MANGESH S. PATIL, J.]

[S.C.DHARMADHIKARI, J.]

bsb/July 17