

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

Writ Petition No. 06955 of 2017

District : Parbhani

Vinay s/o. Gendmal Bhatiya,
Age : 36 years,
Occupation : Business,
M/s. Grudeo Bricks Industries,
Parbhani, R/o. Bhikulal Petrol Pump,
Kachi Bazar, Parbhani,
Taluka & District Parbhani.

.. Petitioner
(Original respondent no.01)

versus

Prakash s/o. Shekuji Patil,
Age : 50 years,
Occupation : Business,
R/o. Jyotirmay Complex,
M/s. Punam Industries Proprietor
of Punam Industries,
near Atithi Hotel, Aurangabad,
Taluka & District Aurangabad
& 03 others

.. Respondents
(No.01 - Original plaintiff
&
Nos.02 to 04 - Original
defendants)

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Ms. Meenal S. Deshmukh, Advocate, for the petitioner.

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CORAM : SUNIL P. DESHMUKH, J.

DATE : 14TH JUNE 2017

ORAL ORDER :

01. Learned Counsel for the petitioner refers to that the pending suit has been disposed of and in the circumstances, Writ Petition has been rendered infructuous. However, she submits that it may be left open for the petitioner to make a request as made in the Writ Petition at appellate stage.

02. The Writ Petition stands disposed of as having become infructuous. In the circumstances, avenue shall be open for the petitioner pursuant to Section 105 of the Code of Civil Procedure, 1908.

(Sunil P. Deshmukh)
JUDGE

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