

FARAD CONTINUATION SHEET No.IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE, BENCH AT AURANGABAD

WRIT PETITION NO. 385 OF 2017
 SAKHARAM LAXMAN GARUDKAR
 VERSUS
 RAMCHANDRA BABAN PAWAR AND ANOTHER

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders CORAM : S.B. SHUKRE, J. DATED : 08.03.2017
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Mr. S.B. Bhosle, Advocate for the petitioner.

1. Heard. It is stated that there is specific prayer made in the plaint regarding removal of encroachment. I have gone through the prayer clauses "A" & "B", which are relevant clauses, to satisfy myself as to whether the contention is correct or not. However, there is disappointment. The contention is not correct. Therefore, the impugned order, which is passed on the ground that there is no specific prayer for removal of encroachment and the suit is basically

for injunction and removal of future encroachment, if any, cannot be said to be patently illegal or perverse.

2. The writ petition stands summarily dismissed with costs.

[S.B. SHUKRE, J.]