

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

WRIT PETITION NO. 14508 OF 2017
WITH
CA/3739/2018 IN WP/14508/2017

RAIBAI ASHRUBA NAIKWADE AND OTHERS
VERSUS
NAMDEV HARIBA DEGUDE AND OTHERS

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Advocate for Petitioners : Mr. Choudhari Yuvraj S
Mr S N Morampalle AGP for Respondent 5,6,
Advocate for Respondents : Mr G K Naik Thigle h/f
Deshmukh Balaji J

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CORAM : V.K. JADHAV, J.
Dated: April 10, 2018

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PER COURT :-

1. The learned counsel for the petitioners submits that, in terms of the provisions of Section 3 (H) 4 of the National High Ways Act, 1956, the competent authority has referred the dispute to the Civil Court i.e. Principal District Judge, Beed and said dispute is pending.

2. In view of the above, the learned counsel for the petitioners submits that the cause for filing the present writ petition has been rendered infructuous. Writ Petition is accordingly disposed of as infructuous. No

costs. Pending civil application also stands disposed of.

3. Learned counsel for respondents submits that, the respondents shall be at liberty to challenge the said order passed by the competent authority. It is always open for the respondents to challenge such an order, if passed by the competent authority, for which liberty is not required to be granted.

(V.K. JADHAV, J.)

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