

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

WRIT PETITION NO. 4519 OF 2019

VIJAY HARILAL CHUDIWAL AND OTHERS
VERSUS
KAUSHIK NARAYANBHAI JALAPURA AND OTHERS

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Advocate for the Petitioners : Shri V. P. Latange
Advocate for Respondent Nos. 1 and 2 : Ms M. P. Patil
h/f. Shri S. S. Kulkarni
AGP for Respondent No. 3 : Shri N. T. Bhagat

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CORAM : RAVINDRA V. GHUGE, J.

DATED : 17th DECEMBER, 2019

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PER COURT :

1. The learned Advocate for the Petitioners submits that after the impugned judgment of the Appellate Co-operative Court dated 10/01/2019 was delivered and the proceedings were remitted for a fresh consideration to the Co-operative Court, the Petitioners have preferred this petition. During the pendency of this petition, the Co-operative Court has already decided the proceedings by judgment dated 16/11/2019.

2. It is, therefore, submitted that this petition may

be disposed off by keeping all the contentions of the Petitioners as against the judgment dated 16/11/2019, open to be canvassed before the Appellate Co-operative Court.

3. In view of the above, this petition is disposed off. If the Petitioners assail the judgment of the Co-operative Court dated 16/11/2019 before the Appellate Co-operative Court, the said appeal would be decided by the Appellate Court on its own merit.

(RAVINDRA V. GHUGE, J.)

shp/-