

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 6283 OF 2018

Mahesh Rajaram Thorat and anr. ... Petitioners

Versus

State of Maharashtra and Ors. ... Respondents

Mr. Surel Shah i/by Mr. Santosh Musale for the petitioners.

Mr.Y.S. Khochare, AGP for respondent no. 1.

Mr. Umesh Mankapur for respondent no. 2.

Mr. Sarthak Diwan i/by Mr. A.M. Kulkarni for respondent no. 3.

CORAM : B.P. DHARMADHIKARI &
NITIN R. BORKAR, JJ.
DATE : DECEMBER 20, 2019

P.C.:

Learned counsel for respondent no. 2 Nagar Panchayat states that the unauthorized structure raised by respondent no. 3 against which notice action under section 53 of the MRTP Act was taken has been regularized and therefore, prayer of the petitioner to execute that notice under section 53 does not survive.

2. Counsel for the petitioners does not have instructions on this later development.

3. However, the order of regularization issued on 06/12/2018 is produced before this court by respondent no. 3. It is taken on record as Exh. "A".

4. In this situation, we keep all contentions of the petitioners open and with liberty to the petitioners to take such other steps as may be open in law, we dispose of the present petition.

(NITIN R. BORKAR, J.)

(B.P. DHARMADHIKARI, J.)