

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO.577 OF 2019

(KAILASH PUNDALIK PAWAR...VS.. STATE OF MAH. THR. SEC. DEPT OF REVENUE & OTH.)

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri S.U. Bhuyar, Advocate for Petitioner.

CORAM : Z.A.HAQ, J.

DATED : JANUARY 28, 2019.

Shri S.P.Deshpande, learned Additional Government Pleader has pointed out the judgment delivered by this Court in the case of *Mohammad Khan Vs. Shankar*, reported in **2017 (3) Mh.L.J. 135**, in which it is laid down that the order passed under the Mamalatdars' Courts Act, 1906 is not final and its illegality can be challenged before the Civil Court.

In view of the above proposition and considering the facts of the case, I am not inclined to entertain this petition.

The petition is **dismissed**. In the circumstances, the parties to bear their own costs.

It will be open to the petitioner to challenge the impugned orders in civil suit, if so advised.

JUDGE