

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

WRIT PETITION NO. 12865 OF 2021

Ayyubshaha Maheboob Shaha .. Petitioner

Versus

Shaikh Rafique Shaikh Maheboob
and others .. Respondents

Shri Shaikh Mohammad Naseer A. , Advocate for the Petitioner
Shri K. N. Lokhande, A.G.P. for Respondent Nos. 2 and 3.

**CORAM : S. V. GANGAPURWALA AND
R. N. LADDHA, JJ.**

DATE : 24TH NOVEMBER, 2021.

ORDER :

. The petitioner seeks directions against the respondent No. 2 to implement the order passed by the Wakf Tribunal below Exhibit 05 in Wakf Suit No. 58 of 2021.

2. The Wakf Tribunal, it appears passed order of status quo. The learned counsel submits that inspite of order of status quo, no steps are taken by the respondent No. 2/Police Inspector to stop the construction.

3. The petitioner ought to have approached the Tribunal where suit is filed for further steps, if the order of status quo is disobeyed by the defendants therein. It is only after the Tribunal would pass further orders and if directions are given by the Tribunal to the Police Inspector, then the Police Inspector can

take action.

4. In the light of that, it is for the petitioner to move the Tribunal for further orders. The petitioner is at liberty to do so. The writ petition is disposed of. No costs.

[R. N. LADDHA, J.]

[S. V. GANGAPURWALA, J.]

bsb/Nov. 21