

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

7 WRIT PETITION NO. 2502 OF 2022

MANJUSHRI RAJENDRA BUDHWANT THROUGH REGISTERED POA
MANIKRAO GANPATRAO BUDHWANT AND ANOTHER
VERSUS
PRATIKSHA SAGAR BUDHWANT AND OTHERS

...
Advocate for Petitioners : Mr. Batule Nilkanth D.
AGP for the respondent – State : Mr. S.N. Morampalle
Advocate for the respondents no. 1, 2 and 4 : Mr. V.B. Jagtap
...

CORAM : MANGESH S. PATIL, J.

DATE : 13 JUNE 2022

PC :

Heard learned advocate Mr. Batule for the petitioners,
learned advocate for the respondents no. 1, 2 and 4 and learned AGP.

2. The petitioners succeeded in obtaining order under section 5(2) of the Mamlatdars' Courts Act, 1906.

3. The petitioners are aggrieved and dis-satisfied by the order passed by the learned Sub Divisional Officer in revision preferred by respondents no. 1, 2 and 4 herein whereby pending hearing and final disposal of the revision, the order of the *Tahsildar* has been stayed. Though the respondent no. 3 has not been served in the present petition, she is merely one of the respondents in the revision preferred by respondents no. 1, 2 and 4 herein and in that sense, this writ petition can be disposed of finally.

4. Since only the interlocutory order passed in the revision which is a substantive proceeding, is under challenge, it would be appropriate that the writ petition is disposed of by directing the revisional authority to decide the revision within a stipulated time.

5. Writ petition is disposed of with a direction to the learned Sub Divisional Officer to decide the revision in accordance with law within four weeks.

[MANGESH S. PATIL]
JUDGE

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