

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

REVIEW APPLICATION (CIVIL) NO.62 OF 2022
IN WP/34/2022

MURLIDHAR KISHANROA SHINDE
VERSUS
MUKIND TUKARAM SHINDE AND OTHERS

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Advocate for Applicant : Vivek Vasantrao Bhavthankar
Adv. .S. Gangakhedkar For R/1,4 And 5

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[CORAM : NITIN B. SURYAWANSHI, J.]

DATE : 1st MARCH, 2022

ORDER :

1. The review is preferred on the ground that at the time of hearing of the writ petition the status quo order could not be pointed out to this Court by the learned advocate for the Petitioner. Perusal of order under review reveals that, that is not the only ground on which the writ petition is dismissed. It is observed in the order that even if the decree is allowed to be executed the land in question would be partitioned amongst the plaintiff and defendants and even if the Petitioner succeeds ultimately in the appeal, the petitioner will be entitled to claim the land falling to the share of his vendor i.e.

defendant No. 1. In that view of the matter, this Court was of the view that there is no need to grant status quo in favour of the Petitioner.

2. In the light of above, no case is made out for review. The application stands dismissed.

[NITIN B. SURYAWANSHI]
JUDGE