

(1)

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

WRIT PETITION NO.9905 OF 2019

NANABAI DHANAJI MAGRE AND OTHERS
VERSUS
PARWATIBAI SANDU BHALERAO AND OTHERS

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Mr R. C. Bora, Advocate h/f Mr A. D. Raut, Advocate for
petitioners;
Mr M. R. Mundhe, Advocate h/f Mr G. J. Pahilwan, Advocate for
respondent No.1;
Mr A. A. Jagatkar, A.G.P. for respondent /State

CORAM : SMT. BHARATI DANGRE, J.

DATE : 13th January, 2022

PER COURT:

1. The learned Counsel for the respondent No.1 state that the present petition pose a challenge to order dated 29/07/2019, passed below Exh.11 in Civil Misc. Appeal No.77/2019, under which stay was refused. He informed that Exh. 11 is now decided.

In the wake of the above, the submission advanced is the petition has been rendered infructuous.

The learned Counsel for the petitioners state that he has not instructions on the said aspect.

(2)

Accepting the statement made by the learned Counsel for the respondent, the petition is disposed of being infructuous, in the wake of the subsequent development.

Liberty is reserved to the petitioner to revive the petition, if the statement is found to be incorrect.

(SMT. BHARATI DANGRE, J.)

sjk