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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 2365 OF 2020
WITH
INTERIM APPLICATION NO.2030 OF 2022
IN
WRIT PETITION NO. 2365 OF 2020**

Ashok Harischandra Chaudhary
and Ors.

.... Petitioners.

V/s

Chairman/Secretary
Vijay Apartment III CHS Ltd.
& Ors.

..... Respondents.

Mr. Prithviraj Gole i/b Mr. Kiran B. Bhagat for the Petitioners.

Mr. C.D. Mali, AGP for Respondent No.13-State.

Mr. S.M. Oak, Senior Advocate i/b Mr. Sagar A. Joshi a/w Mr.
Deepesh Vernekar for Respondent No.1.

CORAM: NITIN W. SAMBRE, J.

DATE: JUNE 23, 2022

P.C.:-

1] Based on alleged long standing possession of the Petitioner, order impugned passed in exercise of power under section 11 of MOFA is under challenge..

2] I am informed by the Counsel for the Petitioner on instructions from the Petitioner who is present in Court that he intends to file suit

for declaration and injunction based on such long standing possession and he may be permitted to withdraw the Petition with liberty to file the aforesaid suit.

3] Prayer is not objected. As such, Petition stands dismissed as withdrawn as prayed.

4] Interim order in operation shall continue for a period of four weeks from today.

5] Since the Petition is disposed of, nothing survives in the pending Interim Application and same is also disposed of.

(NITIN W. SAMBRE, J.)