

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.9194 OF 2022

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Azijullah Abdullah Choudhary @ Azizullah

Abdulrehman Choudhary

Since deceased through legal heirs

Safiullah Azizullah Choudhary & Ors.

..Petitioners

Versus

Kedarnath Mahadev Tiwari & Ors.

..Respondents

Mr. Dhananjayrao D. Rananaware, for the Petitioners.

Mr. B. R. Singh a/w S. H. Singh i/by R. B. Singh & Associates, for
the Respondent No.1.

CORAM : NITIN W. SAMBRE, J.

DATE : 3rd AUGUST, 2022

P.C.

1. As the petitioners have already moved under Order XXI Rule 99 of the CPC before the Court below for restoration of possession, the present petition is not pressed.

2. The petition as such stands disposed of.

3. The petitioners are at liberty to pursue the said proceedings, which be decided without being influenced by the disposal of present petition.

4. It is equally permitted to the petitioners to pursue their proceedings opposing the prayer of the respondents for removal of belonging of the petitioners.

[NITIN W. SAMBRE, J.]