

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

901 WRIT PETITION NO.1808 OF 2023

NANDKUMAR MUKUNDA PATIL AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND OTHERS

...
Advocate for Petitioners : Mr. V. D. Hon, Senior Advocaes h/f Mr. Shinde
Abasaheb D.

AGP for Respondents/State : Mr. A.S. Shinde
Advocate for Respondent No. 5A & 5B : Mr. C.T. Jadhav

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902 WRIT PETITION NO.1820 OF 2023

HARISHCHANDRA NARSO WAGHULDE AND OTHERS
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND OTHERS

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Advocate for Petitioners : Mr. V. D. Hon, Senior Advocaes h/f Mr. Shinde
Abasaheb D.

AGP for Respondents/State : Mr. A.S. Shinde
Advocate for Respondent No. 7 and 8 : Mr. C.T. Jadhav

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903 WRIT PETITION NO.1821 OF 2023

MEERABAI GOKUL MAHAJAN AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND OTHERS

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Advocate for Petitioners : Mr. V. D. Hon, Senior Advocaes h/f Mr. Shinde
Abasaheb D.

AGP for Respondents/State : Mr. A.S. Shinde
Advocate for Respondent No. 5 : Mr. C.T. Jadhav

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904 WRIT PETITION NO.1822 OF 2023

MILIND RAMDAS PATIL AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND OTHERS

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Advocate for Petitioners : Mr. V. D. Hon, Senior Advocaes h/f Mr. Shinde
Abasaheb D.

AGP for Respondents/State : Mr. P. K. Lakhotiya

Advocate for Respondent No. 5 : Mr. C.T. Jadhav

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905 WRIT PETITION NO.1823 OF 2023

DEVANAND NAMDEV BADHE AND OTHERS
VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND OTHERS

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Advocate for Petitioners : Mr. V. D. Hon, Senior Advocaes h/f Mr. Shinde
Abasaheb D.

AGP for Respondents/State : Mr. S.J. Salgare

Advocate for Respondent No. 5 & 6 : Mr. C.T. Jadhav

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906 WRIT PETITION NO.1824 OF 2023

NANDKUMAR MUKUNDA PATIL AND OTHERS
VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND OTHERS

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Advocate for Petitioners : Mr. V. D. Hon, Senior Advocaes h/f Mr. Shinde
Abasaheb D.

AGP for Respondents/State : Mr. A.S. Shinde

Advocate for Respondent No. 5A : Mr. C.T. Jadhav

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907 WRIT PETITION NO.1825 OF 2023

NANDKUMAR MUKUNDA PATIL AND OTHERS
VERSUS

THE STATE OF MAHARASHTRA THROUGH ITS SECRETARY AND OTHERS

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Advocate for Petitioners : Mr. V. D. Hon, Senior Advocaes h/f Mr. Shinde
Abasaheb D.

AGP for Respondents/State : Mr. A.S. Shinde

Advocate for Respondent No. 5 : Mr. C.T. Jadhav

**CORAM : MANGESH S. PATIL &
S. G. CHAPALGAONKAR, JJ.**

DATE : 21.02.2023

PER COURT :

Heard both the sides.

2. The petitioners are the persons who are before the appellate authority in a statutory appeal preferred by them under Section 18(4) of the Maharashtra Money-Lending (Regulation) Act, 2014. These are the group of petitions wherein the petitioners are before the appellate authority. In some of these matters, since the order under challenge was put to execution, the petitioners had approached this Court and by the order dated 31.01.2023 we had directed the appellate authority to take decision on the applications for stay and till then we had directed the *status quo* to be maintained.

3. Admittedly, pursuant to our order the appellate authority heard the respective parties on 06.02.2023 and had reserved the matters for passing orders on the stay applications.

4. These petitions were filed apprehending that adverse orders would be passed on the applications for stay, seeking a breathing time to challenge the orders.

5. Today the matters are before us on the premise that the appellate authority has passed orders rejecting the applications for stay yesterday.

6. Admittedly, the substantive appeals have been listed for final hearing before the appellate authority on 27.02.2023. Obviously, the petitioners will have to if at all they so intend challenge the order rejecting their applications for stay. However, considering the fact that even according to

the learned advocate for the contesting respondents the possession is being taken at the site, just to enable the petitioners to have some breathing time, we dispose of the writ petitions by directing the parties to maintain *status quo* as is obtaining today in respect of the possession till 23.02.2023.

7. The learned advocates shall inform their respective clients regarding passing of this order immediately.

(S. G. CHAPALGAONKAR, J.)

(MANGESH S. PATIL, J.)

mkd/-