

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

903 WRIT PETITION NO.11853 OF 2022

ANKUSH PARASRAM KALDATE
VERSUS
GAJANAN KAMLAKAR ROHINKAR & OTHERS

...
Advocate for the petitioner : Mr.K.B.Jadhav
Advocate for the respondent no.2 : Mr. Santosh S.Naik

...
CORAM : ARUN R. PEDNEKER, J.
DATE : 10.01.2023

P.C. :

1] The learned counsel for the petitioner submits that the direction was issued by the Tahsildar, Mantha to the petitioner in an application under Section 5 of the Mamlatdar's Courts Act to open the road for Survey No. १५/३, १५/४, १५/५, १५/६ and १५/७ from the bandh of Gat Nos. 17 and 16 and the Tahsildar also further directed the respondent nos.1 to 5 not to disturb the crops of the petitioner. Due to the direction of the learned Tahsildar, the petitioner is not aggrieved, accordingly, nothing survives in this matter.

2] The learned counsel for the respondent no.2 submits that the order passed by the Tahsildar is implemented in letter and spirit on 11.11.2022.

3] In the event the petitioner is aggrieved, the petitioner may point out the said fact to the Mamlatdar again when the order has not been correctly implemented.

4] The direction issued by the Mamlatdar be implemented strictly.

5] In view of the above, nothing survives in this matter. Accordingly, the Writ Petition is disposed of with liberty as aforesaid.

[ARUN R. PEDNEKER]
JUDGE

DDC