

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

CONTEMPT PETITION NO. 43 OF 2023
IN CIVIL REVISION APPLICATION NO. 28 OF 2021

SHAIKH NISAR SHAIKH GULAB
VERSUS
RAUNAK CONSTRUCTION THR ITS PARTNER NAVIN
GOKULDAS CHANDAK AND OTHERS

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Mr. Javed Abdul H. Deshmukh – Advocate for Petitioner
Mr. N.E. Deshmukh – Advocate for Respondent No.3
Mr. S.S. Kazi – Advocate for Respondent Nos.1 and 2

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CORAM : SANDIPKUMAR C. MORE, J.
DATE : 20th March, 2023

PER COURT :

1. Heard rival submissions.
2. The learned counsel for the petitioner submits that, in view of statement made by the respondent no.2 in his affidavit-in-reply, the Petition can be disposed of. The relevant part of the said reply as pointed by the learned counsel for the petitioner speaks about statement of respondent no.1 that, it has not made any attempt to develop the property in dispute but only the wire fencing is done, so as to save the property

from encroachment and also from stray dogs.

3. The learned counsel for the respondent nos.1 and 2 candidly accepted the said position and submitted that, the respondent no.1 has not done any attempt to develop the disputed property contrary to the direction. Thus, in view of the same, the Petition stands disposed of.

[SANDIPKUMAR C. MORE]
JUDGE

Pooja K.