

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

WRIT PETITION NO.13917 OF 2019

**RAGHUDAS SAHAKARI GRAHA NIRMAN SANSTHA LTD PARBHANI
THOROUGH ITS PRESIDENT**

VERSUS

THE STATE OF MAHARASHTRA AND OTHERS

...

Advocate for Petitioner : Mr. Uttam L. Telgaonkar

AGP for Respondent Nos. 1 to 3: Mr. A.R. Kale.

Advocate for respondent No.4 and 5: Mr. S.S. Bora.

**CORAM : S.V. GANGAPURWALA,
ACTING CHIEF JUSTICE &
S.G. CHAPALGAONKAR, J.**

DATE : 24th MARCH 2023

P.C.:-

Heard learned counsel for the petitioners and the learned counsel for respondent Nos. 4 and 5.

2. The grievance of the petitioners is in respect of non-allotment of 32 plots.

3. An affidavit is filed by respondent Nos.4 and 5 and it is submitted that the encroachers have filed a civil suit, bearing R.C.S. No. 161 of 2018, for injunction against the Corporation and an order of status-quo is passed in favour of the encroachers. The said order of status-quo is still in force.

4. In view of the fact that there is a prohibitory order against the Municipal Corporation, no further orders can be passed in the writ petition. However, if the prohibitory order against the Corporation stands vacated, then, the petitioners may agitate their grievance afresh.

5. With the aforesaid observations, writ petition stands disposed of. No costs.

[S.G. CHAPALGAONKAR, J.]

[ACTING CHIEF JUSTICE]

grt/-