

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.897/2023
Sunil Parashram Walale and others
...Versus...
Sakharam Shankar Walale and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Shri A.S. Chakotkar, Advocate for petitioners
Ms Tajwar Khan, AGP for respondent nos.4 and 5

CORAM : AVINASH G. GHAROTE, J.
DATE : 08/02/2023

1. The learned Trial Court while allowing Exh.5 by the order dated 06/09/2021 has permitted the joint measurement of the entire Survey no.42, which has been subdivided into Gat nos.236 and 249, which order has been upset by the learned Appellate Court by the judgment dated 15/12/2022 (pg.80).
2. It is contended that since Gat nos.236 and 249 form the part and parcel of original Survey no.42, a joint measurement of both the properties would be necessary.
3. At this stage, Shri A.S. Chakotkar, learned counsel for the petitioners, upon instructions, seeks to withdraw the petition.
4. Statement is accepted. The writ petition is dismissed is withdrawn. No order as to costs.