



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO. 12135 OF 2024

Janabai Narayanrao Javle And Another
VERSUS
Kshitij Narhari Javle Ug Mother Diksha Narhari Javle And Others

Mr. A. A. Khande, Advocate for the petitioners

CORAM : R. M. JOSHI, J.

DATE : 12th NOVEMBER, 2024

PER COURT :-

1. This petition takes exception to the award passed by the Lokadalat on the ground of fraud. However, during the course of the hearing it is revealed that the present petitioners were never party to the suit in which the award is passed in the Lokadalat. If it is so there is no question of the petitioners invoking the writ jurisdiction of this Court challenging the award passed by the Lokadalat on the ground of fraud. When this Court has shown its disinclination to grant relief to the petitioners, learned counsel for the petitioners, on instructions, seeks leave to withdraw the petition. He, however, further seeks liberty to substantiate his contention about fraud being played upon him by the respondent in appropriate proceeding.

2. Petition is dismissed as withdrawn with liberty as prayed.

3. Dismissal of the petition will not come in a way of the petitioners to pursue remedy available in law.

(R. M. JOSHI, J.)

ssp