

VRJ

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.2112 of 2020

VAIBHAV
RAMESH
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Keshav Anand Hambir & Ors.

... Petitioners

V/s.

Hanumant Sudam Hambir & Ors.

... Respondents

Mr. Sandip Salunkhe i/by Mr.Ghansham S. Jadhav for
the petitioners.

Mr. Prajit S. Sahane with Mr. Ritvij A. Kale i/by Mr.
Chaitanya Nikte for respondent Nos.1, 2, 4 & 5.

CORAM : AMIT BORKAR, J.

DATED : FEBRUARY 14, 2024

P.C.:

1. Learned advocate for respondent Nos.1 to 5 states that the respondents have no objection for remand back the matter to the Tehsildar for decision afresh in accordance with law. Hence, the impugned order passed by the Tehsildar confirmed by the Sub-Divisional Officer are quashed and set aside.
2. The proceeding is remanded back to the Tehsildar, Daund for decision afresh.
3. All contentions raised by both the parties are kept expressly open to be agitated before the Tehsildar in accordance with law.
4. The Tehsildar shall decide the proceeding within four

months from the date of appearance of the parties .

5. Parties shall appear before the Tehsildar on 26th February 2024 at 11:00 a.m.

6. Respondent No.1 to 5 are permitted to amend their original application to add necessary parties.

7. The writ petition stands disposed of in above terms. No costs.

(AMIT BORKAR, J.)