

Shabnoor

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

WRIT PETITION NO.3019 OF 2024

Sunil Bhikulal Potdar & Ors

... Petitioners

V/s.

Eknath Balu Deshmukh & Ors

... Respondents

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Mr. S. G. Karandikar i/by Mr. Omkar Nagwekar, for
Petitioners.

CORAM : AMIT BORKAR, J.

DATED : MAY 6, 2024

P.C.:

1. Prima faice, on perusal of the *Roznama*, it appears that proper opportunity of leading of oral evidence was not granted to the petitioners, as the matter of fact, the petitioners have not led oral evidence. Despite this, the Tehsildar in its order has referred oral evidence as if petitioners have led oral evidence. Hence, the petitioners have made out prima facie case for grant ad-interim relief. Till the next date, there shall be ad-interim relief in terms of prayer clause (c).

2. Issue notice to respondents, returnable on **24 June 2024**.

(AMIT BORKAR, J.)