

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

WRIT PETITION NO. 8382 OF 2024

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Vilaschandra Chandamal Gandhi & Ors.

....Petitioners

Versus

State of Maharashtra Thr. The Secretary

Cooperation and Orsand Ors.

....Respondents

Mr. Pralhad Paranjape a/w Mr. Rahul Punjabi and Mr. Yash Tembe,
Advocate for the Petitioners.

Mr. S. D. Rayarikar, AGP, Advocate for the Respondent-State.

Mr. Girish Godbole, Senior Advocate, a/w Mr. Vipul Patel, Mr. Rachit
bharwada, and Mr. Siddhant Sanghavi i/b Haresh Mehta & Co.,
Advocate for Respondent No.3.

CORAM : AVINASH G. GHAROTE, J.

DATE : 13th JUNE, 2024.

P.C. :

1. After hearing the parties for sometime, as the Court was not inclined to interfere in the impugned order, the learned counsel for the petitioner No.3 upon instructions seeks leave to withdraw the petition with liberty to file a counter claim in the suit filed by the respondent No.3, which is pending in the Court to agitate the

grievance raised in this petition. The statement is accepted. The petition is dismissed as withdraw with liberty as prayed for.

2. Learned counsel for petitioner No.3 also raises an apprehension that respondent No.3 and all its members are liable to dispossess the petitioner from the premises occupied by him. Learned Senior Counsel for respondent No.3 upon instructions makes a statement that the apprehension is misconceived, as the respondent No.3 or its member do not have any intention to dispossess the petitioner from the area occupied by him. The statement is accepted as statement to the Court.

(AVINASH G. GHAROTE, J.)