

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****WRIT PETITION NO.8959 OF 2023**

Nilesh Nandkumar Sakhare & Ors. ... Petitioners.

V/s.

State of Maharashtra & Ors. ... Respondents.

Mr. Laxman Shivajirao Deshmukh for the Petitioners.

Mr. Shivaji A. Masal for Respondent Nos.2 and 3.

Mr. Asif I. Patel, Addl. GP a/w. Adv. A.A. Alaspurkar for Respondent No.1-State.

Mr. Nilesh Sakhare, Petitioner No.1, present.

**CORAM : A. S. GADKARI AND
KAMAL KHATA, JJ.**

DATE : 7th May 2025.

P.C.:-

1) Perusal of record indicates that, the purchase Notice dated 15th July, 2016 issued under Section 127 of the Maharashtra Regional and Town Planning Act, 1966 ('MRTP Act') by the Petitioners was pre-mature and therefore the relief claimed for by the Petitioners cannot be granted at least at this stage.

1.1) Faced with the said difficulty, learned Advocate for the Petitioners on instructions from the Petitioner No.1, who is personally present in the Court, seeks leave to withdraw Petition with liberty to issue a

fresh Notice under Section 127 of the MRTTP Act after expiry of the limitation period as prescribed under the law.

- 1.3) Leave and liberty granted.
- 2) Disposed off as withdrawn with aforesaid liberty.

(KAMAL KHATA, J.)

(A.S. GADKARI, J.)