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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 59 OF 2025

Shri Vijay Tanaji Jagtap and Anr.

.... Petitioners.

V/s

The Chairman,
Shivkrupa Shakari Co-operative Patpedhi
and Others

....Respondents.

None for the petitioner.

Mr. Tushar Pabale i/b Mr. Bhupesh V. Samant, Advocates for respondent nos. 1 and 2.

Mr. S.B. Kalel, Assistant Government Pleader for the respondents-State.

**CORAM : A. S. CHANDURKAR &
M. M. SATHAYE, JJ.**

DATE : 30th JANUARY 2025

P.C. :

1] None for the petitioners.

2] We have perused the undertaking submitted on behalf of the petitioners on 06/01/2025 by which they had undertaken to deposit an amount of Rs 10 lakhs by 25/01/2025. They have further stated that on failure to do so, they would handover possession of the aforesaid property to respondent no. 2.

3] Learned counsel for respondent nos. 1 and 2 submits that the aforesaid amount has not been deposited by the petitioners. In view of the aforesaid, in terms of the petitioners' undertaking they would be

required to handover vacant possession of the subject premises to the respondent no.2. It would be open for respondent nos. 1 and 2 to obtain possession of the aforesaid premises in terms of the undertaking. The writ petition stands dismissed.

(M. M. SATHAYE, J.)

(A. S. CHANDURKAR, J.)