

In The Court of District Judge and Addl. Sessions Judge-6  
Nagpur.

Presided over by  
M. S. Ganorkar.

Civil M. A. No. 285 of 2025.

Bhojraj Champatrao Dakhore and ors.

V/s

The commissioner, Nagpur Municipal Corporation and  
Ors.

**Order below Exh.5**

(Date: 22<sup>nd</sup> September, 2025 )

1. The appellant Bhojraj Champatrao Dakhore and others filed this appeal under Section 81-F of the Maharashtra Municipal Corporation Act challenging order of eviction dated 25/08/2025. By this order Deputy Municipal Commissioner ordered that appellant to vacate premises within period of 30 days from the date of order. As per appellant they have not been given proper hearing and order was hastily passed and it is without following due process of law. The appellants are challenging it. Hence, their possession may be protected till filing of reply by other sides.
2. I perused appeal. As per Section 81-F the order is of Deputy Municipal Commissioner can be challenged before District Court. If the order is executed then appellants will lose their possession and may suffer irreparable loss. In such circumstances direction to maintain status quo is to be given against the respondents till their appearance and file their reply to stay application.

3. I perused the application and documents filed along with it. If action of corporation is not stayed then appellant may lose their possession and suffer irreparable loss. So order of eviction passed by the respondent corporation is required to be stayed. Hence, the respondent to maintain status quo till filing of reply to the stay application.
4. Issue show cause notice to the respondents as to why the interim order shall not be made absolute till final decision of the appeal. Returnable on 09/10/2025.

Dictated and pronounced in open Court.

Date : 22<sup>nd</sup> September 2025.

(Manish S. Ganorkar)  
District Judge-6, Nagpur.