

R. C. S. No. 27/2022
Shobha Vs Sushil & oth.

ORDER BELOW EXH.5

Heard learned counsel Shri. P. H. Vartak for the plaintiff and Shri. D. N. Patil for the defendants on the point of deciding present application inspite of ad-interim stay granted by the Hon'ble High Court Bombay in Writ Petition No.9600/2023 to the order of Tahsildar Murud. It is significant to note here that during the pendency of present application plaintiff filed copy of order passed in Writ Petition No.9600/2023 along with list exh.56, which shows that plaintiff filed aforesaid Writ Petition against the Tahsildar including present defendants regarding order passed by Tahsildar Murud on 19 July 2023. Though present suit is filed only against the defendants, but, on the basis of proceeding conducted before the Tahsildar Murud in which order passed by Tahsildar Murud on 19 July 2023. Considering all these aspect and already ad-interim relief granted by Hon'ble High Court in Writ Petition No.9600/2023 against the order of Tahsildar Murud, it will be not just and proper to decide to present application at this stage. Hence, present application be kept abeyance till further order.

(Pronounced in open Court.)

Date : 19/10/2023

(S. G. Sarode)
Civil Judge Jr. Division, Murud