



Order below Exh.1 in RCS No.288/2004
(Grampanchayat Sawali & Ors / MIDC & Ors)
(CNR MHSN02-001004-2004)

Perused the record. The matter is looking to be stayed by Hon'ble High Court since last few years. Therefore, in order to have the current status of the matter before Hon'ble High Court, both parties were called to communicate the progress of matter in the Hon'ble High Court. In compliance of this order, today defendant No.3 has filed a pursis alongwith the order of Hon'ble High Court in Writ Petition No.2426/2010 at Exh.103. Upon perusal of copy of Hon'ble High Court's order, it occurs that the Hon'ble High Court has disposed of the said writ petition with the direction to Trial Court to examine the issue of maintainability afresh in terms of the order dated 07.09.2009 passed by the Appellate Court.

2. Therefore, it is clear that the writ petition before the Hon'ble High Court has been disposed of. The matter before this Court is pending since 2004. Hence, it is quite old in nature. Due to disposal of the writ petition, there occurs no impediment to proceed with the present matter. In that regard, the issue left over by Hon'ble High Court to this Court i.e. the issue of maintainability has to be decided first in order to proceed further. Accordingly, I pass following order.

ORDER

1. Both parties are hereby directed to argue on the issue of maintainability as directed by Hon'ble High Court.

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2. Since the matter is quite old, it needs to be decided expeditiously. Thus, both parties are hereby directed to render their fullest co-operation to this Court for that purpose.

Sangli

Date:-18.02.2026

(Onkar S. Shastri)

5th Jt. Civil Judge Jr. Dn., Sangli