

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO. 2456 OF 2023
IN
WRIT PETITION NO. 688 OF 2015

K.P. Baney
Since deceased Thr. L.Rs. and Others. ...Petitioners.

Versus

The Deputy Inspector Thr.
Deputy Chief Controller of Stamps and Others. ...Respondents.

Mr. R. S. Kohli, Ms. Nikita Dharamasi i/b C. K. legal for the Petitioner.
Ms. S. D. Chipade, AGP for the Respondent-State.

Coram : Sharmila U. Deshmukh, J.

Date : September 20, 2024.

P. C. :

1. Interim application is preferred seeking direction to the authorities to register the deed of conveyance pursuant to the interim order passed in the present writ petition. Considering that there is a separate order passed by the authorities on 11th August 2023, declining the registration for the reason that the same is beyond the prescribed period of limitation and therefore will require a deed of declaration and payment of stamp duty at current rate, in my view, the order dated 11th August 2023 will have to be challenged by way of an independent writ petition.

2. Learned counsel appearing for the Petitioner seeks leave to

withdraw the Interim Application with liberty to file an independent petition to challenge the order dated 11th August 2023. Interim application is permitted to be withdrawn with liberty prayed.

[Sharmila U. Deshmukh, J.]