

Amberkar

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 9124 OF 2022

Rama Tulsiram Mahale

.. Petitioner

Versus

The State of Maharashtra & Ors.

.. Respondents

.....

- Mr. Bharat Gadhavi a/w Mr. Parth Talekar i/by Mr. Tejas Dande & Associates, Advocates for Petitioner
- Ms. V.S. Nimbalkar, AGP for Respondent Nos. 1 to 5

.....

CORAM : MILIND N. JADHAV, J.

DATE : NOVEMBER 11, 2025

P.C.:

1. Heard Mr. Gadhavi, learned Advocate for Petitioner and Ms. Nimbalkar, learned AGP for Respondent Nos. 1 to 5.

2. In view of the challenge maintained in the Petition to the order passed by Respondent No. 1, private Respondents are required to be heard. Hence, issue notice to the Respondents made returnable on 24.11.2025. Humdast permitted. In addition to Court's notice, Petitioner is directed to serve copy of the Petition along with copy of this order on the Respondents and inform them about the next date of hearing by any permissible mode of service and file appropriate affidavit of service with tangible proof thereof on or before the next date.

3. Learned AGP waives service on behalf of Respondent Nos. 1 to 5.
4. One of the grievance made by Mr. Gadhavi is that learned Trial Court is not proceeding with the Partition Suit in view of the pendency of the present Writ Petition. His submission is that pendency of present Writ Petition should not affect ongoing Partition Suit proceedings. Respondents shall consider this submission and accordingly apprise the Court on the next adjourned date on which date appropriate orders shall be passed.
5. Stand over to **24th November, 2025.**

Amberkar

[MILIND N. JADHAV, J.]

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