

FARAD CONTINUATION SHEET

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 6010 OF 2013

Office Notes, Office
memorandum of Coram,
appearances, Court's
orders or directions &
Registrar's orders.

Court's or
Judge's orders.

Shri Mahesh Rawool i/by Shri Kayval P. Shah for the Petitioner.
Shri N.P. Deshpande, AGP for the Respondent Nos.1 to 3.

—

CORAM : A.S. OKA &
VLACHLIYA, JJ
DATED : 5TH OCTOBER 2015

P.C.:

. Notwithstanding the orders passed by this Court on 16th April 2014 and 6th July 2015, the affidavit-in-reply has not been filed. The learned AGP seeks further time. In view of the order dated 6th July 2015, time cannot be granted. The documents at Pages 49 and 50 show that the two separate Khatas bearing Nos.37 and 38 were in existence.

2. Hence, arguable questions are raised. Rule.

The learned AGP waives service for the first to third Respondents.

3. Rule on interim relief is made returnable on 19th November 2015.

4. The ad-interim relief granted on 28th January 2014 will continue to operate till the returnable date. However, we make it clear that if the record of the State Government shows that the said two separate Khatas bearing Nos.37 and 38 were not in existence on the relevant cut off date, the Petition is liable to be dismissed.

(V.L. ACHLIYA, J)

(A.S.OKA, J)

Certified to be true and correct copy of the original
signed Judgment/Order.