

FARAD CONTINUATION SHEET
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.10357/2016

Office Notes, Office Memoranda of Coram, Appearances, court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr. G. S. Godbole i/b. D. S. Patil for the petitioner
Mrs. Vaishali Nimbalkar, AGP for the respondent
No.4.

CORAM : K. K. TATED, J.

DATE : SEPTEMBER 2, 2016

P.C.:

1. Mentioned. Not on board. At the request of learned counsel for the petitioner, the matter is taken on board for urgent orders.

2. By this petition under Article 227 of the Constitution of India the Petitioner challenges the order dated 07.07.2016 passed by the Competent Authority, Pune ordering deemed conveyance in favour of the respondent No.1 society.

3. The learned counsel for the petitioner submits that if deemed conveyance is executed in favour of respondent No.1, nothing will survive in the petition. Hence, there is urgency.

4. Considering the submissions made by the learned counsel for the petitioner and the order dated 07.07.2016, following order is passed:

a) Office is directed to issue notice before admission to the Respondents, returnable after six weeks.

b) In addition to usual mode of service, the Petitioner is permitted to serve the Respondent along with entire proceedings by way of private notice either by RPAD and/or by hand delivery and to file an Affidavit of service to that effect on or before next date.

c) The petitioner is directed to remove all office objections within three weeks, failing which the writ petition shall stand dismissed without further reference to the court.

d) Liberty granted to the petitioner to move for ad-interim relief, before returnable date, after giving 72 hrs. clear notice to the respondents, along with entire proceedings.

e) The learned AGP waives service for respondent No.4.

JUDGE