

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION (LODGING) NO. 13600 OF 2025

Nilima Satish Chandra Gautam

...Petitioner

Versus

State of Maharashtra & Anr.

...Respondents

- Mr. Prarth K. Sanghrajka a/w Mr. Akshay Pai and Mr. Ranjit D. Shinde i/b Rajeew Sawant and Associates, for the Petitioner.
- Ms. Poonam Mital, AGP, for Respondent No.1 – State.
- Mr. Amrut Joshi a/w Mani Thevar i/b Ganesh & Co., for Respondent No.2

CORAM : MANISH PITALE, J.

DATE : 06th MAY 2025.

P. C. :

1. This petition is taken on the production board as the regular Court is not available today and due to extreme urgency projected on behalf of the petitioner.

2. The ground for urgency is that as per the impugned order passed on 07th April 2024, by the Collector (Appellate Authority), under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007, the petitioner is directed to vacate the subject house within one month from the date of the order. The said period expires tomorrow.

3. The contesting respondent No.2 has appeared through counsel. On instructions, the learned counsel appearing for respondent No.2, makes a

statement that till the next date of hearing, the said respondent shall not insist upon implementation of the impugned order, without prejudice to the rights and contentions of the parties.

4. The statement is recorded as an undertaking to this Court.

5. In view of the statement made on behalf of the contesting respondent No.2, the respondent No.1 is directed not to take any coercive steps on the basis of the impugned order till the next date of listing.

6. It is made clear that this arrangement is without prejudice to the rights and contentions of the parties.

7. Considering the allegations made by the petitioner and the respondent No.2 against each other, it is expected that during the pendency of this petition, the petitioner as well as respondent No.2 will peacefully reside in the subject property.

8. List on **18th June 2025**.

(MANISH PITALE, J.)