



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
BENCH AT AURANGABAD**

**CONTEMPT PETITION NO. 111 OF 2025  
IN  
SECOND APPEAL NO. 656 OF 2019**

Sulochana W/o Shantilal Bakliwal and others .. Petitioners

Versus

Satish S/o Sheshappa Rakhewar .. Respondent

Mr. Rahul Joshi, Advocate for the Petitioners (through V.C.).

**CORAM : KISHORE G. SANT, J.**

**DATED : 05<sup>th</sup> FEBRUARY, 2025.**

**P C. :-**

1. Heard learned advocate for the petitioners.
2. This Court by order dated 24.08.2023 in paragraph No. 3 observed as under :

“3. During the course of hearing, a proposal has been placed that the present appellant would apply to the Deputy Superintendent of Land Records for fresh measurement of his and respondents lands including suit land at his expenses. On getting the land measured afresh, if the appellant is found encroacher over the land of the original plaintiff, he would unconditionally and without challenging the validity of the measurement, deliver the possession of the encroached portion to the respondent/plaintiff.”

3. The said order came to be modified and only in place of words “urgent charges” the words “ordinary charges” were replaced. It is submitted that, this was brought to the notice of the authorities, however, still no cognizance was taken by the parties. Now, the respondent has filed an application, however, the measurement is prayed only in respect of land Gat No. 13/A/1 – 13/A/12 which belong to respondent. He submits that, as per the order passed by this Court in Second Appeal No. 656/2019, this Court had directed to measure the lands of all the parties. Thus, the respondent has committed a contempt.

4. Considering the above, this Court finds that, a case is made out to issue notice to respondent.

5. Issue notice to respondent, returnable on 19.03.2025.

6. Notice be issued on both the address of the respondent.

( KISHORE C. SANT, J. )

P.S.B.