



drp

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.2168 OF 2017

Gopal Vitthalrao Bagade

PETITIONER

VERSUS

The State of Maharashtra and Others

RESPONDENTS

Mr. D. A. Mane, Advocate for the petitioner

Mr. S. P. Tiwari, AGP for respondent - State

Mr. K. B. Jadhav, Advocate for respondent No.3

[CORAM : SUNIL P. DESHMUKH, J.]

DATE : 27th JUNE, 2017

ORDER :

1. Heard learned advocate for the petitioner for quite some time. In spite of service, respondents No.4 to 9 have not caused appearance.

2. Learned advocate for the petitioner submits that the respondents are about to start construction as observed under the impugned order.

3. Looking at the subject matter, it appears to be expedient to reissue notice to respondents No.4 to 9. As such, re-issue notice to respondents No.4 to 9, returnable on 25th July, 2017 with an intimation that the petition may be taken up for final



disposal at the stage of admission.

4. Looking at the exigency expressed, there shall be *ad interim* relief in terms of prayer clause "D".

5. In addition to court process, petitioner to serve the respondents privately by any legally admissible mode and to file an affidavit with tangible proof of service. In case of failure to serve the respondents privately and file service affidavit stating that the respondents are served or not at least two days before the returnable date, the *ad interim* relief would cease to operate with further reference to the court.

[SUNIL P. DESHMUKH, J.]

drp/wp2168-172