



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

WRIT PETITION NO.7036 OF 2004.

Narayan S/o Asaram Chopde
and others ... Petitioners.

Versus

The State of Maharashtra
and others ... Respondents.

...

Mr.S.P.Deshmukh, advocate for the petitioners.
Mr.K.M.Suryawanshi, A.G.P. for the Respondent
Nos.1 to 4.
Mr.M.R.Andhale, advocate for the Respondent Nos.
12(1) 12(2).
Respondent Nos.5 to 10 and 14 served.

...

**CORAM : V.R.KINGAONKAR, J.
Date : 29.06.2009.**

PER COURT

1. Heard.

2. By common order, the Hon'ble State
Minister (Revenue) decided two appeals, one filed



by the present petitioners and another filed by the Inamdars. The appeal preferred by the Inamdars was allowed and order of Deputy Collector (L.R.) in Case No.1992/TNC/A/32 was set aside. The final order does not, however, refer to decision on the appeal/Revision No. 10/2002/27/PK57/L-3. Another similar Writ Petition filed by the petitioners arising out of same order bearing W.P.No.7019/2004 is admitted.

3. Prima facie, it appears that there was dispute regarding occupancy rights claimed by the petitioners qua the Inamdars and the occupancy rights claimed by Piraji and others qua the Inamdars. The dispute raised by Piraji and others reached terminal point due to dismissal of W.P.No.1486/2004 which was filed by Piraji and others against Inamdars i.e. Smt.Asha Dixit and others.

4. In order to consider the common questions raised in these petitions and in W.P.No.7019/2004, it would be appropriate to club both the petitions together since W.P.No.



7019/2004 is already admitted and Rule has been issued, in the present petition too I direct issuance of **Rule**.

5. Both the petitions to be clubbed together and be placed for common consideration.

6. Mr.Andhale, learned advocate waives service for the contesting Respondents.

(V. R. KINGAONKAR, J.)

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