

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

915 WRIT PETITION NO. 6619 OF 2025

IFTIQARUDDIN NASIRUDDIN SIDDIQUI

VERSUS

THE STATE OF MAHARASHTRA
THROUGH ITS SECRETARY AND OTHERS

.....

AND

917 WRIT PETITION NO. 6621 OF 2025

NARAYAN SAMBHAJI SHINDE SINCE DECEASED SATISH
NARAYAN SHINDE

VERSUS

GOVINDACHARYA SHRIDHARCHAYARA ALIAS NANCHARYA
KESARI DECEASED THR LRS AND OTHERS

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Mr. Salunke vasant digambarrao, Advocate for the Petitioner
Mr.B.N.Patil h/f. Mr.Jadhav Hanumant P.,
Advocate for the Petitioners in both petitions
Mr. V.S.Badakh, AGP for the Respondent – State
Mr.Pushpak U.Gujarathi h/f. Mr. Vijay P.Latange for
Respondent No.4(b) in WP No.6619 of 2025 and Respondent
No.2 in WP No.6621 of 2025

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CORAM : NEERAJ P. DHOTE, J.
(Vacation Court)

DATED : 20th May, 2025.

PER COURT :

1. These Petitions are filed against the Judgment and order dated 16.04.2025 passed by Learned M.R.T at Chhatrapati Sambhajinar (Aurangabad) allowing the Revision Application filed by the Original Applicant/Govindacharya Kesari and setting aside the order passed by

the Deputy Collector, Parbhani and directing handing over of possession of the land to the Govindacharya.

2. Heard learned advocate for the Petitioners and learned advocate appearing for the LR's of the Original Applicant/ Govindacharya who are the Respondents in the petition.

3. According to the advocate the Petitioner, they are in possession of the land since 1962-63 and if the order is executed they would lose the long standing possession. One of their contention is in respect of maintainability of the said proceedings before the learned M.R.T.

4. Learned advocate for the contesting Respondents i.e LR's of the Original Applicant/Govindacharya makes a statement that till next date he will not proceed with the execution of the said order. Learned advocate for the Petitioners submits that they will not create any third party interest in the property which is the subject matter of the petitions.

5. In view of the above issue notice to the Respondents returnable on 23.06.2025. Learned AGP waives service of notice for Respondent nos.1 to 3 and learned Advocate Mr.Pushpak U.Gujarathi holding for Mr. Vijay P.Latange waives service of notice for Respondent no.4(b) in Writ Petition no.6619 of 2025. Mr.Pushpak U.Gujarathi holding for

Mr. Vijay P. Latange waives service of notice for Respondent No.2 in Writ Petition No.6621 of 2025.

6. Petitioners are permitted to serve the Respondents privately in addition to the regular mode of service.

7. Considering the controversy and the above submissions, parties shall maintain status-quo in respect of the suit property till next date.

[NEERAJ P. DHOTE]
JUDGE

vsj