



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH, NAGPUR**

**WRIT PETITION NO.6006 OF 2025**

[Esamoddhin Munirodhin and another Vs. Collector, Amravati and others]

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Office Notes, Office Memoranda of Coram,  
appearances, Court's orders of directions  
and Registrar's orders.

Court's or Judge's order

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Shri S.S. Shingane, Counsel for Petitioner.

Ms T.H. Khan, Assistant Government Pleader for Respondent Nos.1 and 4.

Shri B.N. Jaipurkar, Counsel for Respondent Nos.2 and 3.

Shri D.M. Totey, Counsel for Respondent No.5.

Shri J.B. Kasat, Counsel for Respondent No.6.

**CORAM : ANIL S. KILOR AND RAJ D. WAKODE, JJ.**

**DATE : 18<sup>th</sup> JUNE, 2026.**

1. In this petition, it was tried to impress upon the Court that the respondent No.6-Gram Panchayat, Shirala is removing the encroachment of the petitioners without any authority and by not following the due process.

2. This Court, while issuing the notices, granted *status quo* under the impression that there is a structure which may be demolished if the notice of removal of encroachment is acted upon by the respondent No.6-Gram Panchayat. However, today, Shri Kasat, learned counsel for the respondent No.6, pointed out that there is no structure, but two iron rods are erected and some bricks are kept in the middle of the road, and the petitioners have obtained the order of *status quo*. This is nothing but an abuse of process of Court, particularly when the civil suit is pending for determination of the rights of the petitioners as regards the ownership of the part of the land which is in dispute.

3. In the circumstances, we dismiss the petition with the costs of Rs.11,000/- (Rupees Eleven Thousand) to be deposited in the 'Public

Welfare Account' bearing No.129712010001014, IFSC Code UBIN0812978 with Union Bank of India, High Court Branch, Civil Lines, Nagpur.

**(RAJ D. WAKODE, J.)**

**(ANIL S. KILOR, J.)**

LANJEWAR