

*Shabnoor*

IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4776 OF 2018

WITH  
INTERIM APPLICATION NO.4353 OF 2023  
WITH  
INTERIM APPLICATION NO.4354 OF 2023  
IN  
WRIT PETITION NO.4776 OF 2018

Kamalakar Haribhau Naik & Ors ... Petitioners  
V/s.  
Jamna Gopal Naik & Ors ... Respondents

Mr. Sanjay A. Ghaisas, for Petitioners.

Mrs. V. R. Raje, AGP for State/Respondents.

CORAM : AMIT BORKAR, J.

DATED : APRIL 30, 2024

P.C.:

1. Leave to amend to add the State Government as party/respondent to the petition. Learned AGP waives service of notice on behalf of State/respondent.
2. The order impugned in the present writ petition has been passed by the Additional Commissioner in exercise of power under Section 257 of the Maharashtra Land Revenue Code, 1966 (“MLRC”) against which the petitioner has alternative remedy by way of second revision under Section 257 of the MLRC. Therefore,

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keeping all questions raised in the petition open to be agitated before the State Government, the writ petition is disposed of.

3. Period spent in prosecuting the present petition shall be excluded while considering the second revision.

4. In view of disposal of the writ petition, the interim applications do not survive. Hence, the interim applications stand disposed of.

**(AMIT BORKAR, J.)**