

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

WRIT PETITION NO. 9378 OF 2014

Bhausahab s/o Gopala Malkar and others ... Petitioners
vs
Vikas s/o Gopala Malkar and others ... Respondents

Mr. Pramod F. Patni, Advocate for petitioners
Mr. N.S. Markad, Advocate holding for Mr. C.K.
Shinde, Advocate for respondents no. 2 and 3

CORAM : SUNIL P. DESHMUKH, J.
DATE : 31ST MARCH, 2015

ORDER

1. Mr. Patni, learned counsel appearing on behalf of the petitioners submits that with efflux of time and since suit is already decided and appeal against the same is pending, petition has become infructuous. He, however, requests to to keep all the points taken in this petition open to be taken in the appeal.

2. Writ petition as such stands disposed of as infructuous. Needless to say that all points, including those canvassed in writ petition before this court, would be open to be taken in the appeal.

SUNIL P. DESHMUKH, J.

pnd