

identification. After taking instructions from respondent No.2, Mr.Gaikwad seeks permission to withdraw the application at Exhibit 38. He submits that in view thereof, the impugned order may be dissolved. Mr.Shinde has no objection.

4. On the motion made by Mr.Gaikwad, application Exhibit 38 is permitted to be withdrawn. In view thereof, the impugned order is dissolved. It is made clear that co-sharers/co-holders are at liberty to file application for their impleadment if they are so advised. I have not examined their entitlement and if the Suit proceeds in their absence, the order passed therein will not bind them.

(R.G.KETKAR, J.)