

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO.365 OF 2016

(Kunda Janardhan Patil Vs. Achyut Hange, Commissioner, Mira Bhayander Municipal Corpn. & Ors.)

Office Notes, Office Memoranda of Coram, appearances, Court's orders, or directions, and Registrar's Orders	Court's or Judge's orders
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Mr. R. D. Suryawanshi for Petitioner.
Mr. N. R. Bubna for Respondent No.1.

CORAM : R. G. KETKAR, J.**DATE : 08TH DECEMBER, 2016****P.C.:**

Heard Mr. Suryawanshi, learned Counsel for petitioner and Mr. Bubna, learned Counsel for respondent No.1.

2. This Contempt Petition is instituted alleging breach of the judgment and decree dated 11.04.2014 passed by the learned 4th Joint Civil Judge, Senior Division, Thane in Special Civil Suit No.293 of 2012. Upon taking instructions from the petitioner, Mr. Suryawanshi seeks permission to withdraw this Contempt Petition with liberty to file Execution Petition.

3. On the motion made by Mr. Suryawanshi, Petition is allowed to be withdrawn with liberty as prayed for. It is made clear that I have not examined the merits of the case.

All contentions of the parties on merits are expressly kept open. Order accordingly.

(R. G. KETKAR, J.)

Minal Parab