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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.957 OF 2016
WITH
CIVIL APPLICATION NO.1203 OF 2016

Major Bhola Nath Tiwari	...Appellant
V/s.	
Rakesh Kumar	...Respondent

Mr.Avadesh Mishra for the Appellant.

None for the Respondent.

CORAM : R.D. DHANUKA, J.
DATE : 26TH OCTOBER, 2016.

P.C. :-

1. The matter is on board and is mentioned out of turn.
2. Learned counsel appearing for the appellant seeks liberty to withdraw this appeal from order with liberty to file appropriate proceedings. The appeal from order is dismissed with liberty as prayed. No order as to costs.
3. In view of withdrawal of the appeal from order, Civil Application No.1203 of 2016 does not survive and is accordingly disposed of.
4. The office is directed to return the certified copy of the

impugned order annexed to the appeal from order to the appellant to enable him to annexe the same to the proceedings proposed to be filed.

(R.D. DHANUKA, J.)