

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

APPEAL FROM ORDER (ST.) NO. 27669 OF 2016

WITH

CIVIL APPLICATION (ST.) NO. 27671 OF 2016

IN

APPEAL FROM ORDER (ST.) NO. 27669 OF 2016

Mubarakali Kamruzzama Khan

...Appellant

Versus

Mr. Khichadu Ramalam Yadav & Ors.

...Respondents

Mr. Pankaj Dwivedi, for the Appellant.

None for the Respondents.

CORAM : G.S. KULKARNI, J.

DATE : 13th December 2016

ORDER :

1. Not on board. Taken on board on a praecipe as moved on behalf of the Appellant.

2. After this Appeal was argued for some time, the learned Counsel for the Appellant seeks leave to withdraw the Appeal to

approach the Trial Court by taking out appropriate proceedings/application.

3. Needless to observe that any such Application of the Appellant shall be considered by the trial Court on its own merits. All contentions of the parties are expressly kept open. Accordingly, this Appeal is dismissed as withdrawn.

4. The Civil Application would also not survive and is accordingly, disposed of.

[G.S. KULKARNI, J.]