

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Writ Petition NO. 12414 OF 2015

SMT. RAHIBAI CHINDU NANEKAR
(SINCE DECD) LR. SHRI VITTHAL
C. WALUNJ (DECD) THROUGH LRS.

...Petitioners

Versus

SOU. HIRABAI SHANTARAM KAJALE
AND ORS

...Respondents

....

Mr. Girish B. Badiger, Advocate for the Petitioners.

Mr. Rishikesh Sohni a/w. Prabhakar M. Jadhav, Advocate for
Respondent Nos. 1 to 4.

....

CORAM : R. G. KETKAR, J.

DATE : 25th FEBRUARY, 2016

P.C.

1. Heard Mr. Badiger, learned Counsel for the petitioners
and Mr. Sohni, learned Counsel for the respondents, at length.

2. By this Petition under Article 227 of the Constitution of
India, the petitioners have challenged the impugned order dated
11.8.2015 passed by learned District Judge-17, Pune below
Exh.29 in Civil Appeal No.1135/2012. By that order, learned
District Judge dismissed the application taken out by the
petitioners-appellants under Order 41 Rule 27 of Code of Civil

Procedure, 1908 for producing additional evidence.

3. After arguing the petition for quite some time, Mr.Badiger upon instructions, seeks permission to withdraw the petition. He states that petitioner no.2 is present in the Court. He has tendered photo copy of Aadhaar card of petitioner No.2, which is taken on record and marked "X", for identification.

4. On the motion made by Mr.Badiger, the petition is allowed to be withdrawn and dismissed as withdrawn. Order accordingly.

(R. G. KETKAR, J.)

Deshmane (PS)