

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

## WRIT PETITION NO.140 OF 2016

|                                       |     |             |
|---------------------------------------|-----|-------------|
| Shri Prakash Baburao Rode And Another | ... | Petitioners |
| Versus                                |     |             |
| Chairman/Secretary                    |     |             |
| Yogiraj Heights Co-operative Housing  |     |             |
| Sanstha Ltd. And Another              | ... | Respondents |

Mr. Shantaram Anant Tarale for the Petitioners.  
Mr. A.P. George for Respondent No.1.  
Mr. S.D. Rayrikar, AGP for Respondent No.2.

**CORAM : K.K. TATED, J.**

**DATE : 26 SEPTEMBER, 2016**

P.C. :

. Not on board. At the request of learned Counsel for the Petitioners, the matter is taken on board for urgent orders.

2 Mr. Tarale, learned Counsel for the Petitioners submits that in view of the subsequent development i.e. execution of the conveyance deed, nothing survive in the present Petition. He received the instructions from the Petitioners to withdraw the Petition with liberty to file appropriate proceedings against the Respondent. To that effect, he has made writing, the same is taken on record and marked 'X' for identification. The Writ Petition is disposed of as withdrawn with liberty as prayed for. No order as to costs.

(K.K. TATED, J.)