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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**CIVIL APPLICATION NO.13125 OF 2016
IN/WITH
SECOND APPEAL NO.687 OF 2015**

Ramesh Vishwanath Borude,
Died, L.Rs. Smt. Rajani & ors. ..APPLICANTS

VERSUS

The State of Maharashtra ..RESPONDENT

Mr N.L. Chaudhari, Advocate for applicant;
Mrs V.N. Patil-Jadhav, A.G.P. for respondent

CORAM : N.W. SAMBRE, J.

DATE : 13th July, 2017

ORAL ORDER

Heard.

2. For the reasons stated in Civil Application No.13125 of 2016, the same stands allowed in terms of prayer clause (B) and (C). Amendment be carried out forthwith.

2. So far as Second Appeal is concerned, after having heard for some time, learned Counsel appearing on behalf of the appellant seeks leave to withdraw the appeal with liberty to initiate the cause afresh against the appropriate defendants. Leave granted. Second Appeal stands disposed of as withdrawn with liberty as prayed for.

(N.W. SAMBRE, J.)

amj