

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

**APPEAL FROM ORDER (STAMP) NO.9743 OF 2017
WITH
CIVIL APPLICATION (STAMP) NO.9744 OF 2017
IN
APPEAL FROM ORDER (STAMP) NO.9743 OF 2017**

Mrs. Sunita Wd/o. Subhash Raheja And Anr. ...Appellants
vs.
Mitesh Shantilal Jain ...Respondent
.....
Mr. A.M. Saraogi, for the Appellants.

Mr. Darshit Jain, a/w. Mr. Navin Sachanandani, i/b. Shweta Jain, for the Respondent.

.....
**CORAM : S.C. GUPTE, J.
DATED : 2 MAY 2017**

P.C. :

. After the matter is heard at some length, learned Counsel for the Appellants seeks leave to withdraw the Appeal from Order with liberty to file a First Appeal challenging original ex-parte decree passed in the suit.

2. Appeal from Order is dismissed as withdrawn, with liberty as prayed.

3. In view of the disposal of the Appeal from Order, the Civil Application does not survive and the same is also disposed of.

(S.C. GUPTE, J.)