

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

**APPEAL FROM ORDER NO.986 OF 2016
WITH
CIVIL APPLICATION NO.1245 OF 2016
IN
APPEAL FROM ORDER NO.986 OF 2016**

Hiralal Dhondiba Dhotre ..Appellant/Applicant
V/s.

Mrs.Rekha Hiralal Dhotre & Ors. ..Respondents

Mr.Kantilal H. Kanojia for the Appellant/Applicant.

Mr.K.M. Mahajan i/by Direla & Co. for the Respondent.

CORAM : M. S. SONAK, J.

DATE : 19 JANUARY 2017.

P.C.

1. As against the impugned order, the appeal from order is not maintainable. The learned counsel for the appellant therefore seeks leave to withdraw this appeal with liberty to take out proper proceedings to impugn the order. Leave is granted. Appeal is disposed of as withdrawn with liberty to the appellant to take appropriate proceedings to challenge the impugned order.

2. Civil Application does not survive and the same is also disposed of.

3. Ad-interim order, if any, stands vacated.

(M. S. SONAK, J.)