

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

WRIT PETITION NO.6608 OF 2017

Shri Vikas Kedar Saddu

... Petitioner

Vs.

Gurushantavva Kedar Saddu
since deceased, through
Rajendra Kedarling Saddu & Ors.

... Respondents

Mr.A.M. Kulkarni i/b S.S. Diwan for the Petitioner

**CORAM: Mrs.MRIDULA BHATKAR, J.
DATED: JULY 21, 2017**

P.C. :

1. Learned Counsel for the petitioner, on instructions, wants to withdraw the petition. He submits that the petitioner was earlier a respondent in appeal and he was not party in the suit but was made respondent in appeal. Then, on his application, he was transposed as appellant No.2. His mother was appellant No.1 who died pending appeal.

2. Now, on instructions, he wants to withdraw the Writ Petition with liberty to file an application for amendment of appeal memo. The petitioner is accordingly allowed to withdraw the Writ Petition

and he may take steps in appeal, subject to merits. All contentions of both the parties are kept open.

3. Writ Petition is disposed of as withdrawn.

(MRIDULA BHATKAR, J.)