

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

923 WRIT PETITION NO. 3323 OF 2018

Ratilal S/o Shankar Shimpi

... Petitioner.

Versus

Ashok S/o Shankar Shimpi
and others

... Respondents.

....

Mukulanand R. Wagh, Advocate for the Petitioner.

....

CORAM : V.L. ACHALIYA, J.

DATED : 3rd APRIL, 2018

PER COURT:-

On instructions, the learned counsel for the petitioner seeks permission to withdraw the petition with liberty to make fresh application seeking recall of witness for further cross-examination. Petitioner is permitted to withdraw the petition with liberty as prayed for. In case, such application is made, the trial Court is directed to decide the same on its own merits without influenced by earlier observations recorded on 12.07.2017 during the course of recording of cross-examination of witness no.1 for plaintiff. Petition is disposed of as withdrawn. Authenticated copy of order be issued to the petitioner.

**(V.L. ACHALIYA)
JUDGE**