

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

WRIT PETITION NO. 10626 OF 2018

GANPATRAO SHRIMANT GHUGE
VERSUS
SHRIMANT HANUMANT GHUGE AND ORS

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Advocate for the Petitioner : Shri Jagtap Amol T..
Advocate for Respondents 2 and 3 : Shri S.N.Patne.

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CORAM: RAVINDRA V. GHUGE, J.

DATE :- 25th September, 2018

Per Court:

1 This matter is heard for sometime.

2 The learned Advocate for the Petitioner submits, on instructions, that the Petitioner desires to file a suit for partition and separate possession of the ancestral property. He, therefore, seeks liberty to withdraw this petition so as to prefer a separate suit.

3 The learned Advocate for Respondent Nos.1 and 2 submits that if such a fresh suit is instituted, the contentions and rights of these Respondents be kept open for the concerned Court to consider them on their merits.

4 In view of the above, this Writ Petition is disposed of as withdrawn.

5 In the event, the Petitioner prefers a suit for partition and
separate possession, all contentions of the litigating sides are kept open.

kps

(RAVINDRA V. GHUGE, J.)