

drp

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.5399 OF 2016

Kantabai Pandharinath Pawar & Others

PETITIONERS

VERSUS

Rajibai Ramchandra Pawar and Others

RESPONDENTS

.....

Mr. S. G. Nandedkar, Advocate for the petitioners

Mr. S. V. Natu, Advocate for respondents No.1,3, 4 and 5

.....

[CORAM : SUNIL P. DESHMUKH, J.]

DATE : 25th JULY, 2018

ORDER :

1. Learned advocate for the petitioners, on instructions, seeks leave to withdraw the writ petition leaving it open for the petitioners to prosecute the matter pursuant to section 105 of the Civil Procedure Code.
2. Learned advocate for respondents has no particular objection to the same, however, clarifies that it would also be open for the defendants to take up grounds of resistance as may be available.
3. Leave granted.
4. Writ petition stands disposed of with liberty as prayed for

without undermining resistance of other side on grounds other than preference of writ petition. Suit, however, may be proceeded with expeditiously and same be disposed of as early as possible, preferably within a period of six months from the date of receipt of writ of this order.

[SUNIL P. DESHMUKH, J.]