

1. Heard learned Counsel for the petitioner.
2. Learned Counsel for the petitioner states that due to inadvertence, names of heirs of deceased defendants No. 2 and 5, though were supplied to the petitioners/plaintiffs, were not mentioned in the application. Prima facie, it appears that this is the main reason on which application for bringing heirs of the deceased defendants and setting aside abatement order has been rejected.
4. The learned Counsel for the petitioner states that he

received instructions to withdraw the petition and to make afresh application to the learned Civil Judge and, as such, he seeks leave to withdraw the petition.

4. Leave granted. Writ petition is accordingly disposed of as withdrawn with above liberty. All contentions of all parties are kept open.

N.M. Jamdar, J.