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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **TEST.CAS. 46/2017**

ASHUTOSH PRAKASH Petitioner
Through Mr.Manik Dogra and Mr.Shashi
Shekhar, Advs.

versus

STATE & ORS. Respondent
Through Mr.Navneet Thakran, Adv. for
Mr.Shekhar Kumar, Adv. for R-1
Ms.Mallika and Mr.Dhruv Pande, Advs.

CORAM:
HON'BLE MR. JUSTICE JAYANT NATH

ORDER
20.12.2018

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IA No.17655/2018

This is an application under Order 23 Rule 1 CPC for permission to withdraw the probate petition with liberty to file it before the appropriate court. It has been pleaded that the property in question is situated at Mumbai and hence pursuing the present probate petition would be extremely time consuming. Hence, the present application.

Application is allowed.

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Petition is dismissed as withdrawn with liberty to the petitioner to file a fresh probate petition before the appropriate court.

JAYANT NATH, J

DECEMBER 20, 2018

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