

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 152 OF 2019

IN

CIVIL REVISION APPLICATION NO. 452 OF 2017

Ramnik P. Veera

(since deceased through

Legal Heirs) and ors.

.. Applicants

vs.

Anant G. Petkar

.. Respondent

Mr. G.M. Savagave for the Applicants.

Mr. Anant G. Petkar, Respondent in person.

CORAM : R. G. KETKAR, J.

DATE : 30th JULY 2019.

P.C. :-

IN CIVIL APPLICATION NO. 152 OF 2019

1] Heard Mr. G.M. Savagave, learned counsel for the applicants and Mr. Anant G. Petkar, respondent in person.

2] This is an application for recalling the order dated 12th February 2019 passed by this Court in Civil Revision Application No. 452 of 2017 with connected Writ Petition Nos.9347 and 9359 of 2017.

3] For the reasons set out in the application, the Civil Application is allowed in terms of prayer clause (a) with no order as to costs. Civil Revision Application No. 452 of 2017

as also Writ Petition Nos.9347 and 9359 of 2017 are restored to their original position.

IN CIVIL REVISION APPLICATION NO. 452 OF 2017 WITH
WRIT PETITION NO. 9347 OF 2017 AND WRIT PETITION
NO. 9359 OF 2017.

4] By consent of the parties, Civil Revision Application No.452 of 2017 along with Writ Petition Nos.9347 and 9359 of 2017, which are not on board, are taken up for admission.

5] Mr. Savagave has tendered the Consent Terms dated 25th July 2019 signed by the parties submitted in Special Darkhast No. 16 of 2017. He submitted that the Executing Court, on the basis of Consent Terms, has disposed of the Special Darkhast. He therefore, seeks permission to withdraw the Civil Revision Application as also the Writ Petitions. The respondent Mr. Petkar confirms the said fact. Accordingly, the Consent Terms are taken on record and marked as "X" for identification.

6] In view thereof and the motion made by Mr. Savagave, Civil Revision Application No. 452 of 2017 as also Writ Petition No. 9347 of 2017 and Writ Petition No. 9359 of 2017 are disposed of as withdrawn.

7] Registry to transmit the original Record and Proceedings to the Trial Court forthwith.

8] Order accordingly.

(R. G. KETKAR, J.)