

Shailaja

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE JURISDICTION
WRIT PETITION NO.14620 OF 2018

Azim Ebrahim Shaikh	]	Petitioner
Vs.		
Shaikh Farooque Hassan	]	Respondent

.....

Mr. S.C. Wakankar, learned Counsel for the Petitioner.

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CORAM : R.G. KETKAR, J.

DATE : 13TH FEBRUARY, 2019.

P.C.

Heard Mr. Wakankar, learned Counsel for the petitioner at length.

2. The matter was heard at length on 4th February, 2019 and was kept today for passing orders.

3. After arguing the Petition for quite some time, Mr. Wakankar, states that petitioner is present in the Court. He has tendered photo copy of his Driving Licence, which is taken on record and marked 'X' for identification. Upon taking instructions from him, he seeks permission to withdraw this Petition with liberty to file review petition before the District Court. He assures that within three weeks from today, the petitioner will file review petition before the District Court along with documents.

4. In view thereof, on the motion made by Mr. Wakankar, the Petition is allowed to be withdrawn with liberty to file review petition before the District Court within three weeks from today and as such is disposed of. If

such review petition is filed before the District Court within three weeks from today, time spent by the petitioner in prosecuting this Petition from 26th October, 2018 till date shall be excluded while considering issue of limitation as the petitioner was bona fide prosecuting this Petition. All contentions of the parties in the proposed review petition are expressly kept open. Order accordingly.

[R.G. KETKAR, J.]