

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

WRIT PETITION NO. 5244 of 2017

Shri Sanjay S/o Gulab Bartine (Balchanne)

-Vs-

Shri Gulab S/o Motiram Bartine (Balchanne) and ors.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Shri K.B. Zinjarde, Adv. for the petitioner.

Shri R.G. Kavimandan, Adv. for the respondents.

CORAM : Z.A.HAQ, J.

DATED : 26th July, 2019

The Advocate for the petitioner states that the petitioner has lost possession of the suit property and therefore, the grievance in the petition does not survive. It is submitted that the petitioner now intend to amend the civil suit to seek decree for possession of the suit property, and it is prayed that the petitioner be permitted to withdraw the petition.

Shri R.G. Kavimandan, Advocate for the respondent Nos. 1 and 5 has no objection for withdrawal of the petition.

The petition is **disposed** as withdrawn. In the circumstances, the parties to bear their own costs.

It is clarified that the points raised in this petition are not adverted to.

CIVIL APPLICATION NO. 1806 OF 2018

In view of the disposal of the writ petition, this application praying for grant of permission to withdraw a part of the claim made in the petition does not survive. It is **disposed** accordingly. No costs.

JUDGE*Trupti*