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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 4309 OF 2019

M/s. Shree Shakun Realty Pvt. Ltd. .. Petitioner

Versus

The State of Maharashtra & Ors. .. Respondents

Mr. Uday P. Warunjikar for Petitioner.

Mr. Y. S. Khochare, AGP for Respondent Nos.1 & 2.

Ms. Swati Sagvekar for Respondent No.3.

CORAM: PRADEEP NANDRAJOG, CJ. &
SMT. BHARATI DANGRE, J.

JANUARY 08, 2020

P.C.

1. Learned Counsel for the Petitioner concedes that material averments are missing in the pleadings in the Writ Petition. Thus the Petition is liable to be rejected on account of a proper cause of action not being pleaded.

2. Learned Counsel for the Petitioner seeks leave to withdraw the Writ Petition with a right to file a fresh Petition on the same cause of action.

3. The Writ Petition is accordingly dismissed as not pressed with liberty granted to file a fresh Petition.