

**JIN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

936 CRIMINAL WRIT PETITION NO.159 OF 2020

**KARBHARI S/O. KACHRU SHEJWAL AND ANR
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS**

...

Advocate for Petitioners : Mr. Nebhan M Chanchlani (appointed Through
Legal Aid)

APP for Respondent/State : Mr. S.W. Mundhe.

**CORAM : MANGESH S. PATIL, J.
DATE : 15.01.2021.**

PER COURT :

After it was pointed out that it is a matter of recording of death pursuant to the provisions of the Registration of the Birth and Death Act and that the petitioners being the brothers of the deceased have already filed a substantive suit bearing Regular Civil Suit No. 304/2016 seeking a declaration of the original applicants being not the heirs of the deceased, the learned advocate for the petitioners, on instructions, seeks leave to withdraw the Writ Petition with liberty to prosecute the suit.

2. The Writ Petition is disposed of as withdrawn.

3. The learned advocate for the petitioners has been appointed by the High Court Legal Aid Services Authority. Needless to state that the Authority may pay appropriate fees to the learned advocate.

(MANGESH S. PATIL, J.)

mkd/-