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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 3535 OF 2021**

Shri Pravin Uttamrao Bhintade
and Anr.

....Petitioners

V/s

Shri Aditya Gokul Talekar and Ors.

.....Respondents

Mr. Rajesh More for the Petitioners.

Mr. Sushant S. Prabhune for Respondent No.1.

CORAM: NITIN W. SAMBRE, J.

DATE: AUGUST 25, 2021

P.C.:-

1] Petitioners are permitted to delete Respondent Nos. 2(b) and 8 at their risk and peril.

2] Since the trial has not commenced i.e. recording of evidence is not commenced, in my opinion, interest of the Respondents can be safeguarded by permitting them to withdraw the amount of Rs 25,000/- deposited by the Petitioners towards costs.

3] In the wake of above, order of “No W.S.” stands set aside. Petitioners are permitted to place on record their Written Statement

within a period of two weeks from today with understanding that no further adjournment on whatsoever count will be granted. As such, order impugned dated 4/2/2020 stands set aside and Application-Exhibit-69 stands allowed in the above terms.

(NITIN W. SAMBRE, J.)