

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****APPEAL FROM ORDER NO. 496 OF 2021
WITH
INTERIM APPLICATION NO. 3965 OF 2021**

Ajit Parsuram Bhoir ... Appellant
V/s.
The Municipal Corporation Of Gr. Mumbai & Anr. ... Respondents

Mr.Ajay L. Bhise for Appellant.
Mrs.Madhuri More for Respondent No.1.
Mr.Ashish J. Dubey for Respondent No.2.

CORAM : A.S. GADKARI, J.
DATE : 13th December 2021.

PC. :

1. Heard learned counsel for the respective parties.
2. Present Appeal From Order impugning Order dated 9th September 2021 passed in Chamber Summons No. 158 of 2021 in L.C. Suit No. 1294 of 2015 is not maintainable under Order 43 Rule 1 of the Civil Procedure Code.
3. Learned Advocate for the Appellant therefore seeks leave to withdraw present Appeal From Order with liberty to file a substantive Petition impugning the said Order dated 9th September 2021.
Leave and liberty granted.
4. Appeal From Order is disposed off as withdrawn.
5. In view of disposal of Appeal From Order, Interim Application No.3965 of 2021 does not survive and is accordingly disposed off.