

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

CIVIL APPLICATION (CAW) NO.653 OF 2021 IN
WRIT PETITION NO.1375 OF 2020

Deepak Manikrao Gawande Vs. Watsalabai Chore (Deceased), through her
LRs Shobha Prabhakar Rao Kolkhede and others

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

Court's or Judge's orders.

Shri M.G. Sarda, Advocate for petitioner.

CORAM : V.M. DESHPANDE, J.

DATE : 29th APRIL, 2021.

Hearing was conducted through video conferencing and the learned counsel agreed that the audio and visual quality was proper.

(2) This is an application for permission to withdraw the writ petition with liberty to file appeal.

(3) Heard Shri Sarda, learned counsel for the applicant/petitioner.

(4) This application is on affidavit by petitioner-Deepak Manikrao Gawande. In the application on oath it is stated that though appeal is provided against the order impugned in the writ petition on incorrect advice the petitioner has filed present writ petition. Therefore, he wishes to withdraw it in order to challenge impugned order by filing appeal.

(5) The application is allowed and disposed of.

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(6) In view of Civil Application No.653 of 2021, this writ petition is disposed of with liberty to the petitioner to file an appeal. It shall be open for the Court below to decide the point of limitation in accordance with law. No order as to costs.

JUDGE*Wagh*