

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2501 OF 2022

Shri. Kaikhushroo alias Kaki Phiroze
Noble since deceased through legal heirs
Mrs. Zubil P. Noble Denis ..Petitioner
Versus
Shri. Subhash Dhanraj Sankla and Ors. ..Respondents

Mr. Siddhartha R. Ronghe, for the Petitioner.

CORAM : NITIN W. SAMBRE, J.

DATE : 7th MARCH, 2022

PC.

1. Counsel for the petitioner on instructions made motion for withdrawal of the petition.
2. The petition as such stands disposed of as withdrawn.
3. However, the issue as to whether the affidavit of examination-in-chief of the petitioner/defendant No.1 is lawfully discarded or not can be raised and gone into in an appeal, if so preferred by the petitioner/defendant No.1, if final decree is passed against him.

[NITIN W. SAMBRE, J.]