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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL WRIT PETITION NO. 444 OF 2021

DNYANOBA TULSHIRAM KANCHAN AND ANRPETITIONERS

V/s.

LALA SAKHARAM KANCHAN AND ANRRESPONDENTS

Mr. Prabhakar M. Jadhav Advocate for Petitioners

Mr. Surabhi S. Agrawal for Respondent no. 1

CORAM : NITIN W. SAMBRE, J.

DATE: APRIL 5, 2022.

P.C.:

1) Counsel for Respondent no. 1 consents for setting aside impugned order and for granting the prayer made in Application Exh. 'C' subject to Respondent-Plaintiff be permitted to withdraw the amount deposited before the Trial Court.

2) In view of above, order impugned dated 27/08/2019 passed below Exh. 'C' is set aside. Application Exh. 29 stands allowed. 'No W.S.' order is set aside. Written Statement is permitted to be accepted.

- 3) Respondent no. 1 is permitted to withdraw the amount of cost deposited in the Trial Court.
- 4) Petition stands allowed in the above terms.

[NITIN W. SAMBRE, J.]