

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION**

**TESTAMENTARY PETITION NO. 588 OF 2018
WITH
WILL NO. 209 OF 2018
IN
TESTAMENTARY PETITION NO. 588 OF 2018**

Pinaz Adi Shahiwala & Anr. ... Petitioners

And

Rustom Dossabhoy Mistry ... Deceased

Mr. Jogose K.J. for the Petitioner.

CORAM : R.I. CHAGLA, J.

DATED : 29th JUNE, 2022.

ORDER :

1 The learned Advocate appearing for the Petitioners has sought leave to withdraw the Testamentary Petition No.588 of 2018 with liberty to file a fresh Testamentary Petition.

2 Accordingly, the Testamentary Petition No.588 of 2018 is disposed of as withdrawn with liberty as prayed.

3 Court fees are to be refunded in accordance with the Rules. For the purposes of Section 43 of the Maharashtra Court Fees Act and the

proviso to that Section, today's date is the date of making a claim for repayment. The Prothonotary & Senior Master will issue a certificate for a refund of Court Fees computed according to the Rules. He will act on production of an authenticated copy of this order without requiring a separate application.

(R.I. CHAGLA, J.)

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signed by
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