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

TESTAMENTARY PETITION NO.89 OF 2019

WITH

CAVEAT (L) NO.22672 OF 2021

WITH

CAVEAT (L) NO.22760 OF 2021

Dhananjay Narayan Mistry

...Petitioner

Versus

Mrs. Durgabai Narayan Mistry

...Deceased

Mr. Vikrant C. Shivdas i/b. Avinash Gokhale for the Petitioner.

Ms. Kiran Yadav for the Caveators.

CORAM : R.I. CHAGLA J.

DATE : 15TH SEPTEMBER, 2022

ORDER :

1. The learned Advocate for the Petitioner has sought leave to withdraw the Testamentary Petition No.89 of 2019.
2. In view thereof, leave is granted. Testamentary Petition No.89 of 2019 is disposed of as withdrawn.

3. In view of withdrawal of the Testamentary Petition, the Caveats stand discharged.

4. 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.]