

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

...

**WRIT PETITION NO. 4132/2021**

Vardhaman Foundation,  
Surabardi, Nagpur: (Th. Its Secretary)

.. Petitioner

**versus**

1) The State of Maharashtra and others .. Respondents

.....  
Mr. F.T. Mirza, Advocate for the Petitioner

Ms. N.P. Mehta, A.G.P. for Respondent Nos.1 & 3

Mr. N.C. Phadnis, Advocate for Respondent No.2

Mr. Abhijit Deshpande, Advocate for Respondent No.4  
.....

**CORAM:** SUNIL B. SHUKRE &  
ANIL L. PANSARE, JJ.

**DATED** : 17<sup>th</sup> November, 2022.

**P.C. :**

Mr. Mirza, learned Counsel for the petitioner submits that due to passage of time, the applications filed by the petitioner seeking permission for establishing a new Medical institution has now become infructuous and the petitioner would be required to make fresh application in that regard. He, therefore, seeks leave of this Court to withdraw the instant petition with liberty to make fresh application and further seeks permission of this Court to withdraw the amount of ₹ 10,00,000 (Rupees ten lakhs) already deposited by the petitioner in this Court.

2. Leave with liberty as prayed for, is granted. Permission to withdraw ₹ 10 lakhs already deposited by the petitioner in this Court with accrued interest, if any, is also granted.

3. All legal issues raised in the petition are kept open. Writ Petition stands disposed of accordingly.

[ANIL L. PANSARE, J.]

sahare

[SUNIL B. SHUKRE, J.]