

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

WRIT PETITION NO.4666 OF 2022

Janardhan Bapu Girje

.... Petitioner

Versus

Babasaheb Laxman Dahihande

.... Respondent

.....

Mr. Ameet R. Vaidya, Advocate for the Petitioner

Mr. D.A. Madake, Advocate h/f Mr. S.P. Rathod, Advocate for
the Respondent

.....

[CORAM : NITIN B. SURYAWANSHI, J.]

DATE : 31st JULY, 2023

ORDER :

1. After arguing on merits, when this Court was not inclined to interfere in the concurrent findings of fact recorded by both the Courts below, the learned advocate for the petitioner, on instructions, seeks permission to withdraw the writ petition with liberty to file review petition before the Appellate Court on the basis of handwriting expert's report received subsequently.

2. Permission granted.

3. The writ petition is dismissed as withdrawn with liberty as prayed for.

4. The Appellate Court shall consider the period spent in prosecuting the present petition at the time of deciding delay condonation application in review petition.

[NITIN B. SURYAWANSHI]
JUDGE

S.P. Rane