

Andreza

IN THE HIGH COURT OF BOMBAY AT GOA

**WRIT PETITION NO.1128 OF 2019
WITH
MISC.CIVIL APPLICATION NO.313 OF 2022**

WRIT PETITION NO.1128 OF 2019
RAMAKANT S. SHETYE AND ANR., ... PETITIONERS
Versus
KALPA KASHINATH GADEKAR AND 5
ORS., ... RESPONDENTS

**WITH
MISC.CIVIL APPLICATION NO.313 OF 2022
IN
WRIT PETITION NO.1128 OF 2019**
RAMAKANT S. SHETYE AND ANR ... APPLICANTS
Versus
KALPA KASHINATH GADEKAR AND 5 ORS ... RESPONDENTS

Ms. A. Fernandes, Advocate for the Petitioners.
Ms. Maria Viegas, Advocate for Respondent no.1.
Mr. Ketan Morajkar, Advocate for Respondent no.2.

CORAM:- M. S. SONAK, J.

DATED :- 21st December, 2023

P.C.

Ms. Fernandes, learned Counsel for the Petitioners, pointed out that this Petition was filed to challenge the Order by which a witness was permitted to be recalled. She fairly pointed out that after this Petition was instituted, the witness was already recalled and has been examined. Therefore, she submits that the reliefs in this Petition have been rendered infructuous. Ms. Fernandes places on record a formal application seeking leave to withdraw this Petition. This application is

taken on record.

2. Accordingly, leave is granted to withdraw this Petition. The same is disposed of as withdrawn.

3. MCA no. 313 of 2022 does not survive in view of the withdrawal of the main Petition and accordingly, even this MCA is disposed of.

M. S. SONAK, J.

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