

Niti

IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO.1055 OF 2019

NATALINA M. RODRIGUES
@ NATTY ALMIEDA

...APPLICANT

Versus

ROQUE PERPETUO FROIS
(DEC) THR. HIS LRS. AND 5
ORS.

....RESPONDENTS

Mr Shivan Desai with Ms M. Viegas, Advocates for the Applicant.
Mr M.S. Joshi, Advocate for Respondent No.1©, 2 and 3.
Ms V. Shivolkar, Advocate for Respondent Nos.5 and 6.

CORAM: M. S. SONAK, J.

DATE : 10th NOVEMBER 2023

P.C. :

1. Heard learned Counsel for the parties.
2. After this matter was argued for some time, Mr Desai. After considering the decision of the Hon'ble Supreme Court in the case of *Mohamed Ali V/s. V. Jaya and Ors.*¹, craves leave to withdraw this petition with liberty to file an appeal before the appropriate Court to challenge the impugned order.

¹ (2022) 10 SCC 477

3. Accordingly, leave is granted with liberty as prayed for.
4. Further, Mr Desai states that such an appeal will be instituted within four weeks from today. If such an appeal is instituted within four weeks from today, the Court to consider that this petition was pending in this Court from 02.12.2029 till date. Accordingly, an appropriate extension in terms of the law should be considered. The petitioner was bonafide pursuing this matter before this Court.
5. This petition is disposed of with liberty in the above terms.

M. S. SONAK, J.