

Nikita

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO.9221 OF 2009

Arun Shivaji Patil

... Petitioner

V/s.

Bandu Dattu Sonar and Ors.

... Respondents

NIKITA
KAILAS
DARADE

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NIKITA KAILAS
DARADE
Date: 2023.09.26
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Mr. V.B. Rajure, for the Petitioner.

CORAM : AMIT BORKAR, J.

DATED : SEPTEMBER 26, 2023

P.C.:

1. Learned advocate for the petitioner states that the order impugned rejects application for condonation of delay which has a force of decree. Therefore, remedy by way of second appeal is available. He seeks permission to withdraw the petition with liberty to file second appeal.
2. The writ petition stands dismissed as withdrawn with liberty as prayed for.
3. The time spent in prosecuting the writ petition shall be considered liberally.

(AMIT BORKAR, J.)