

SA Pathan

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

WRIT PETITION NO.4019 OF 2014

Pandurang Sambhaji Barve & Anr ... Petitioners

V/s.

Shivaji Sambhaji Barve & Ors ... Respondents

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Signed by
SHAMSOOR
C. L. B.
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Date:
2023.10.26
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Mr. Sumedh Madale i/by Ms. Geeta Mulekar, for
petitioner.

CORAM : AMIT BORKAR, J.

DATED : OCTOBER 25, 2023

P.C.:

1. By the impugned order, the Appellate Court has rejected the application for condonation of delay. Such order is a decree. Hence, learned Advocate for the petitioner on instructions seeks permission to withdraw writ petition with liberty to file second appeal.

2. Permission, as prayed, is granted.

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 The writ petition is dismissed as withdrawn with liberty as prayed for

(AMIT BORKAR, J.)