

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO.13426 OF 2023
IN
FIRST APPEAL NO. 1011 OF 2012

Jagannath Krishna Patil (Since
Deceased) Through Legal
Heirs ... Applicant.

V/S.

Smt. Saranga Anil Gupta Sole
Prop.Of M/S. Skyline
Construction Co. ... Respondents/

.....

Mr. Vishwajeet Sawant, Senior Advocate a/w. Mr. Amar Bodke for
Applicant.
Mr. M.V.Thorat a/w. Mr. V. M. Thorat for Respondent.

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CORAM : NITIN JAMDAR, AND
MANJUSHA DESHPANDE, JJ.

DATE : 20 October 2023.

P.C. :

This is an application which according to us is needless, because all learned counsel for the Applicant tells us that Appellant/Applicant wants to withdraw the appeal in view of certain subsequent developments. That be so, it was not necessary to file an application which has led to filing the reply by the Respondents. If the Appellant/Applicant wants to withdraw his own Appeal for any

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reason, it is for the Appellant to decide. On his request we dispose of the Appeal as withdrawn.

2 We make it clear that we have not looked into the merits of the application or the reply nor deemed to have affirmed the reason for withdrawal.

3 All contentions are kept open including of those who are not party to this appeal.

(MANJUSHA DESHPANDE, J.)

(NITIN JAMDAR, J.)