



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**904 WRIT PETITION NO. 4130 OF 2023
ASHWINI DIPAK SATPUTE AND ANOTHER
VERSUS
RADHAKISAN SARJERAO SATPUTE AND OTHERS**

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Advocate for the Petitioner : Mr. Shaikh Shakil U.

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CORAM : ARUN R. PEDNEKER, J.

DATE : 16th JANUARY, 2024

PER COURT:

1. The learned counsel submits that in view of the office objection that in terms of prayer clause "C" Second Appeal is maintainable against the impugned order, the learned counsel appearing for the petitioners seeks leave to withdraw the present petition.
2. In view of the objection raised by the Registry, liberty is granted to file a Second Appeal.
3. The learned counsel for the petitioners submits that the time spent in prosecuting the present petition may be excluded in computing the period of limitation.
4. Liberty to move an appropriate application in the second appeal, when the same is filed.
5. The Writ Petition is dismissed as withdrawn with liberty as above.

[ARUN R. PEDNEKER, J.]