

VASANT
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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 3257 OF 2024

Mahiboob Mustafa Khistake	...Petitioner
Versus	
Juber A Abdul Gani Hippargi & Ors	...Respondents

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Mr.Padmanabh D. Pise with Adv.Sejal A. Haryan i/b P .Padmanabh
& Associates for the Petitioner.

Mr.Ashutosh M. Kulkarni i/b Mr.Akshay Kulkarni for Respondent
No.2.

Ms.A.A. Nadkarni, A.G.P for the Respondent – State.

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CORAM	:	AVINASH G. GHAROTE, J.
DATE	:	27 th JUNE 2024

P.C.:

1. On an objection raised by the learned counsel for the respondent no.1 regarding the maintainability of the petition, in view of the judgment of this Court in *Dr.Bapu Irappa Khadakbhavi & Ors. vs. The State of Maharashtra & Ors.* in Writ Petition No.7728 of 2022 decided on 5.8.2022 which holds an order rejecting an application under Section 73A of the Maharashtra Public Trusts Act, 1950 (MPT Act) is

revisable under Section 70A, learned counsel for the petitioner seeks to withdraw the petition, with liberty to avail the remedy of revision. Statement is accepted. The petition is dismissed as withdrawn, with liberty as prayed for.

(AVINASH G. GHAROTE, J.)