

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

FIRST APPEAL NO. 121 OF 2024

Radiant Reality Builder & Developer

Through its Partner

Mr. Prashant Prabhakar Patekar & Anr.

...Appellants

Versus

Late Shiva Janu Tambade

Since deceased through legal heirs

Suman Kanha Tambade & Ors.

...Respondents

Mr. Y.S. Bhate i/b Pravinkumar More, for the Appellants.

Mr. Drupad Patil, for the Respondent No. 3

Adv. Laveena Tejwani a/w Dhvani Mehta i/b NDB Law, for the Respondent No. 4.

CORAM : G. S. KULKARNI &
ADVAIT M. SETHNA, JJ.

DATE : 27 FEBRUARY 2025

P.C.:

1. Mr. Bhate, learned counsel for the appellants seek leave to withdraw this appeal with liberty to the appellant to file a fresh suit.
2. Allowed to be withdrawn with liberty as prayed for.
3. All contentions of the parties on facts and on law are expressly kept open including on limitation.
4. Refund of court fees as per rules.
5. The First Appeal is disposed of in the aforesaid terms.
6. The Interim Application would not survive the same stands disposed of.

[ADVAIT M. SETHNA, J.]

[G. S. KULKARNI, J.]