



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

APPEAL FROM ORDER NO. 09 OF 2024

Shri. Khakidas Baba Math (Maheshwari)
Through Its Trustee and GPA,
Deepak Bansilal Kabra and others .. Appellants

Versus

Vijayshankar Mulchand Mishra .. Respondent

Shri Nikhil S. Jaju, Advocate for the Appellants.
Shri Lalitkumar B. Pallod, Advocate for the Respondent.

**CORAM : SHAILESH P. BRAHME, J.
DATE : 14TH JANUARY, 2026.**

FINAL ORDER :

. In view of Sec. 104 of the Code of Civil Procedure appeal from order should have been filed before the District Court.

2. Learned counsel for the appellants seeks leave to withdraw appeal for presenting it before the appropriate Court.

3. Appeal from order is permitted to be withdrawn with liberty to avail appropriate remedy as available under law. Time consumed before this Court shall be taken into account.

[SHAILESH P. BRAHME J.]