

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****WRIT PETITION NO. 8354 OF 2024**

Deepak Shankarbhai Solanki

.....Petitioner.

Vs.

Tanuja Suresh Kumar & Ors.

.....Respondents.

Mr. Neeraj Pandey for the Petitioner.Mr. Shahaji Shinde "B" Panel counsel a/w Shri. S.L. Babar AGP, for the
Respondent-State.

CORAM : A. S. GADKARI AND

R.M. JOSHI, JJ.

DATE : 12th FEBRUARY, 2026.**PC.:-**

1) By this Petition under Article 226 of the Constitution of India, a judicial Order dated 15th February 2024, passed below Exhibit-34 in Special Civil Suit No.142 of 2014, by the Civil Judge Senior Division, Vasai, is impugned.

2) It is the settled position of law and as has been elucidated by the Hon'ble Supreme Court in the case of *Naresh Sridhar Mirajkar & Ors. Vs. State of Maharashtra, reported in AIR 1967 SC 1*, such a Petition is not maintainable under Article 226 of the Constitution of India.

3) Facing with the said legal difficulty, learned Advocate for the Petitioner on instructions seeks leave to withdraw Petition unconditionally.

3.1) Leave granted.

4) Disposed off as withdrawn.

(R.M. JOSHI, J.)

(A.S. GADKARI, J.)

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MASHALKAR
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