

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

WRIT PETITION NO. 14399 OF 2025

Malhari Zadu Pagare and Ors

..Petitioners

Versus

Madhukar Sawleram Garud and Ors

...Respondents

Mr. Sachin D Kadam, for the Petitioners.

CORAM: N. J. JAMADAR, J.

DATE : 7th APRIL 2026

P.C.:

1. Heard the learned Counsel for the parties.
2. When the Court expressed its disinclination to entertain the petition, Mr. Kadam, the learned Counsel for the petitioners, seeks leave to withdraw the petition with liberty to raise the challenge to the impugned order under Section 105 of the Code of Civil Procedure, 1908, in the event an appeal is required to be filed against the decree that may be passed against the petitioners in the suit.
3. Leave granted with liberty as prayed for.
4. The Writ Petition stands dismissed as withdrawn.

[N. J. JAMADAR, J.]