

THE HON'BLE SRI JUSTICE M.SEETHARAMA MURTI

SECOND APPEAL No. 390 of 2015

JUDGMENT:-

This Second Appeal, under Section 100 C.P.C., is filed by the unsuccessful plaintiff, assailing the decree and judgment dated 15.02.2011 of the learned Senior Civil Judge, Gurazala, passed in A.S.No.31 of 2008, whereby, the learned Senior Civil Judge, while dismissing the said appeal, has confirmed the decree and judgment dated 29.08.2008 of the learned Principal Junior Civil Judge, Gurazala, passed in O.S.No.441 of 2002.

2. When the matter was taken up for hearing, the learned counsel for the appellant had submitted that a letter dated 09.06.2015 was filed before the Registry of this Court stating that the counsel was instructed to withdraw the second appeal since the matter has been settled out of Court. He, accordingly, seeks permission of this Court to withdraw the appeal.

3. In view of the submissions in the letter, dated 09.06.2015, and the submissions now made by the learned counsel, permission is accorded to withdraw the second appeal.

4. Accordingly, the second appeal is dismissed as withdrawn. There shall be no order as to costs. Miscellaneous petitions pending, if any, in this appeal shall stand dismissed.

M. Seetharama Murti, J

18th June, 2015
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