

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

902 SECOND APPEAL NO. 258 OF 1996
WITH CA/2680/1996 IN SA/258/1996

VIMALNATH VISHWANATH JAIN (L.RS.) SUBHADRA BAI
& ORS
VERSUS
LIMBA MAHADU & OTHERS.

Smt. A.R. Mate, Advocate, holding for Shri. Anil Kasliwal,
Advocate, for appellants.

Smt. Madhveshwari D. Thube-Mhase, Advocate, for
respondent Nos.1 to 4, 6 to 8.

CORAM: T.V. NALAWADE, J.

DATE : 30 JUNE 2016

ORDER:

1) Today learned counsel holding for Advocate Shri. Kasliwal filed a copy of intimation given by one Ranjana Dilip Avhane, claiming to be legal heir of Vimalnath, to him in which, according to the counsel, it is informed that he is not expected to conduct the matter. The communication is not signed by anybody. It is taken on record. Title of the appeal shows that no Ranjana Dilip Avhane is there on record. The previous orders show that no interest is shown to prosecute the matter. The suit is of

the year 1986 and decree of possession and declaration is given in favour of the plaintiffs on 30-11-1989. It is confirmed by the first appellate Court. But by playing tactics the present matter is protracted. In view of these circumstances the appeal is dismissed for non prosecution. Civil application is disposed of.

Sd/-
(T.V. NALAWADE, J.)

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