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IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGABAD

SECOND APPEAL NO.319 OF 2016

Nirmalabai Balasaheb Chaudhari

APPELLANT

VERSUS

Rajendra Balasaheb Chaudhari

RESPONDENT

.....
Mr. H. D. Deshmukh, Advocate for the appellant
Mr. C. K. Shinde, Advocate for the respondent
.....

[CORAM : SUNIL P. DESHMUKH, J.]

DATE : 24th AUGUST, 2016

ORDER :

1. Learned advocate for the appellant seeks leave to withdraw the second appeal with liberty to file first appeal with reference to decision of this court in the case of "*Sulbha Ramchandra Jadhav and Others V/s. Kalidas Dnyanodeo Patil and Others*" reported in 1998 (5) *Bom. C. R. 696*, wherein it is observed that first appeal would lie and not the second appeal.
2. Leave granted with the liberty as prayed for.
3. Second appeal stands disposed of as withdrawn.

[SUNIL P. DESHMUKH, J.]