

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

**SECOND APPEAL NO.73 OF 2014  
along with  
CIVIL APPLICATION NO.175 OF 2014  
in  
SECOND APPEAL NO.73 OF 2014**

Shirishkumar Chintaman Luktuke (since deceased)  
through his legal heirs

1/1. Shubha Shirishkumar Luktuke & Ors. .. Appellants/Applicants  
Vs.

Dattatraya Shankar Luktuke (since deceased)  
through his legal heirs

1(a) Smt.Kamalabai D. Luktuke & Ors. .. Respondents

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Mr.G.N. Salunke for the appellants/applicants.

Mr.Omkar Nagvekar i/by Ms.Prabha Badadare for the respondents.

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**CORAM : R.D. DHANUKA, J.**

**DATE : 24<sup>th</sup> February 2016**

P.C.

. Learned counsel appearing for the appellants seeks liberty  
to withdraw this second appeal as the same is infructuous.

2. Second appeal is dismissed as withdrawn. In view of  
withdrawal of the appeal, civil application does not survive and is  
accordingly dismissed. No order as to costs.

**R.D. DHANUKA, J.**