

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

SECOND APPEAL NO. 150 OF 2014

Shri Baburao Pandurang Mhatre
(Since deceased through L.Rs.)
Dhurpad Baburao Mhatre & Ors.

..... Appellants

Versus

Shri Ramdas Hari Mhatre & Ors.

.....Respondents

Mr. S. V. Gavand, for Appellants.
None for Respondents.

***CORAM : N. M. Jamdar J.
Tuesday 26 July, 2016***

P. C.

. In view of the provisions of Order 43 Rule 1 (u) of the Code of Civil Procedure, the learned Counsel for the appellants seek permission to withdraw Second Appeal and to file Appeal from Order.

2. If the Appeal from Order is filed within period of four weeks from today, then the delay in filing the appeal will be favourably considered. If the application is made by the applicant for return of certified copy for the purpose of filing the Appeal from Order, the Registry will grant the necessary permission.

(N. M. Jamdar, J.)