

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.1079 OF 2015

WITH

CIVIL APPLICATION NO.1329 OF 2015

Mr. Sanjay Vishnu Phale

...Appellant

V/s.

Mr. Sharadchandra V. Phale

...Respondent

.....

Mr. J.S.Kalanke, Advocate for the Appellant/Applicant.

Mr. Devdatta Salvi, Advocate for the Respondent no.1.

Mr. Ganesh Sovani i/by Bharat Mehta, Advocates for Respondent No.2.

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CORAM : N.M.Jamdar, J.

DATE : 6th April, 2016.

PC.:

The learned counsel for the Appellant seeks leave to withdraw the appeal as the appeal is not maintainable and the appellant is desirous of challenging the order by way of instituting competent proceedings. Leave granted. Appeal is accordingly disposed of as withdrawn.

2 As the appeal itself is disposed of, nothing survives in the application therein and the same stands disposed of accordingly.

(N.M.Jamdar, J.)