

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

SECOND APPEAL NO. 245 OF 1998

Vasant Nivrutti Kale

... Appellant

v/s

Vasudeo Dattu Holkar & ors.

... Respondents

Mr.K.P.Shah for the appellant.

Mr.Abhay Anturkar i/by S.B.Deshmukh for Resp. No.1.

Coram: N.M. Jamdar, J.

Dated: 8 July, 2016

P.C.:

Not on board. Taken on production board in view of the *praecipe* filed by the Appellant.

2 Learned counsel for the Appellant hands over consent terms which have been signed by the Appellant and Respondent No.1 and countersigned by their advocates. As regard the other Respondents, learned counsel for the Appellant seeks leave to withdraw the appeal. Therefore, the consent terms which are tendered, is only an understanding between the Appellant and Respondent No.1 and

those Respondents who have not signed these consent terms are not bound by the same. Learned counsel for the parties submits that this position is acceptable to the Appellant and Respondent No.1.

3 As per the request made by the learned counsel for the Appellant, the consent terms between the appellant and Respondent No.1 are taken on record and marked 'X' for identification. The appeal stands disposed of in view of the consent terms between the Appellant and Respondent No.1.

4 The appeal is dismissed as withdrawn as regards the other Respondents.

(N. M. Jamdar, J.)