

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

FIRST APPEAL NO. 2385 OF 2014

The Executive Engineer , Lower Dudhana Project Selu District Parbhani,
through Jalna Irrigation Division Jalna
Versus.

Prabhakar Manikrao Mirge and others

..

Mr. Vivek M. Lomte, Advocate for appellant
Mr. D.M. Kakade, Advocate for respondent No. 1- original claimants.
Mr. B.V. Virdhe, AGP for respondents No. 2 and 3

..

FIRST APPEAL NO. 2386 OF 2014

FIRST APPEAL NO. 2388 OF 2014

FIRST APPEAL NO. 2390 OF 2014

...
CORAM : K.K. SONAWANE, J.
DATED : 13TH OCTOBER, 2017.

Order :-

Mr. Lomte, learned counsel for appellant - Acquiring Body submits that there was communication on behalf of the Government Department of the Acquiring Body for withdrawal of the appeals pending before this Court. Therefore, he seeks leave to withdraw the appeals pending before this Court. He produced the Photostat copy of order passed by this Court dated 5th October, 2017, wherein the communication for withdrawal of appeals on behalf of Government Department is appended. He relied on the said communication. The Photostat copy of Order passed by this Court dated 5th October, 2017 is placed on record and marked as 'X' for identification.

2. In view of subsequent development of communication for withdrawal of the appeals on behalf of the appellant- Acquiring Body, there is no impediment to allow the appellant- Acquiring Body for withdrawal of the matters. Hence, leave is granted. The appeals stand dismissed as withdrawn. No order as to the costs. The Registry to refund court fees deposited on behalf of the appellant- Acquiring Body as per rules to the appellant- Acquiring Body.

[K. K. SONAWANE]
JUDGE

rrd.