

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

**FIRST APPEAL NO.823 OF 2017
with
CAF/2157/2014**

Shri Bipin Mahadeoprasad Chehria
since deceased, through
Sarita Bipin Chehria & Ors. ... Appellants

Vs.

Shri Vasudev K. Chehria & Ors. ... Respondents

Mr.S.U. Pandey with Vinod Pandey for the Appellant
Mr.Paresh More for Respondent No.1
Mr.Vasudeo K. Chehria – resp. No.1 presentation
Ms.Sarita Bipin Chehria, Appellant No.2 present

**CORAM: Mrs.MRIDULA BHATKAR, J.
DATED: AUGUST 23, 2017**

P.C. :

1. Upon urgent mentioning, taken on Production Board.
2. Learned Counsel for the appellants submit that the appellants-plaintiffs have already withdrawn the suit against defendant Nos.2 to 4 and in fact, there was no need to mention defendant Nos.2 to 4 as party respondents in the First Appeal. He submits that therefore the suit lies only against respondent No.1 i.e., the original defendant No.1 i.e., Vasudev Chehria.

3. The learned Counsel for the parties have tendered consent terms signed by the appellants and respondent No.1, who are present in the Court as also their respective advocates.
4. Consent terms are taken on record and marked 'X' for identification.
5. Order in terms of consent terms.
6. First Appeal and the Civil Application are disposed of in terms of consent terms.

(MRIDULA BHATKAR, J.)