

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

**SECOND APPEAL NO.473 OF 2012
WITH
CIVIL APPLICATION NO.948 OF 2012**

Shri Tukaram Rawaji Mengane
since deceased through L Rs

1A. Shri Rawaji Tukaram Mengane
and Others

... Appellants

Versus

Sou. Anusaya w/o Babu Chandekar
And Another

... Respondents

.....

Mr. G.N. Salunke for the Appellant.

Mr. J.M. Mulik for Respondent No.1.

.....

CORAM : S.C. GUPTE, J.

DATE : 23 FEBRUARY 2017

P.C. :

. Learned Counsel for the parties tender a photocopy of memorandum of settlement dated 23 January 2017 executed between the parties. By this memorandum of settlement, the parties have resolved disputes between them, which form the subject matter of the present second appeal. Learned Counsel pray for the copy being taken on record and the appeal be disposed of as settled out of Court in terms of the memorandum of settlement. The copy of the memorandum of settlement dated 23 January 2017 handed in by learned Counsel is taken on record, marked 'X' for identification. The second appeal is disposed of as not pressed and settled

out of Court in terms of memorandum of settlement taken on record. No order as to costs.

2 In view of the disposal of the second appeal, the civil application does not survive, and the same is also disposed of.

(S.C. GUPTE, J.)