

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

SECOND APPEAL NO.664 OF 2014

Shri. Devidas Baburao Khandave Appellants
& Ors.

Vs.

Shri. Baburao Sopan Khandave & Ors. Respondents

None for the Appellants

Coram : N.M. Jamdar, J.

Date : 3 May 2017

P.C.:

In the first line of the order dated 17 April 2017, it is mentioned that the Second Appeal is pending since the year 2000, whereas the Second Appeal is pending since the year 2014. Hence the order dated 17 April 2017 be read accordingly.

2 On 15 December, 2014, none had appeared on behalf of the Appellant, the matter was adjourned for dismissal. Thereafter, it is adjourned at the request of the Appellant on 23 March 2017, on that date none appeared. On 17 April 2017 also none appeared, the matter is listed 'for dismissal'.

3 The board is notified in advance. The matter is shown on the board under the caption 'for dismissal'. In spite of these indulgences, the Appellant has not remained present and thus an inference will have to be drawn that the Appellant is not interested in prosecuting the Second Appeal. The Second Appeal is dismissed for non prosecution.

(N.M. Jamdar, J.)