

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****SECOND APPEAL NO.338 OF 1995**

Bhagwan Atmaram Ghadigaonkar
since deceased, by his heir Janardan
Bapu Ghadigaonkar

...Appellant
(Orig. Defendant)

vs.

Shri Jayram Mahadev Padwal

...Respondent
(Original Plaintiff)

....

Mr. Dushyant Pagare, i/b. R.S. Datar, for the Appellant.

None for the Respondent.

.....

CORAM : S.C. GUPTE, J.

DATED : 2 FEBRUARY 2017

P.C. :

. Learned Counsel for the Appellant informs the Court that the Appellant has expired. Learned Counsel also submits that the Appellant's legal heir could not be successfully communicated by the Advocate.

2. A letter was addressed by the Appellant's Advocate to the legal heir of the deceased Appellant. The communication has not elicited any response. There is no acknowledgement received by the Appellant's Advocate. The appeal has, accordingly, stood abated and dismissed as such.

(S.C. GUPTE, J.)