

IN THE HIGH COURT OF JUDICATURE AT BOMBAY**CIVIL APPELLATE JURISDICTION****SECOND APPEAL NO.59 OF 1999**

Shri Ishwar @ Popat Shivram Kate ...Appellant

vs.

Shri Dattatraya Bhaguji Kate ...Respondent

....

None for the Appellant.

Mr. Prathamesh Bhargude, for the Respondent.

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CORAM : S.C. GUPTE, J.

DATED : 22 FEBRUARY 2017

P.C. :

. This appeal is pending hearing before this Court. The learned Advocate appearing for the Appellant was elevated to the Bench, and notice was directed to be issued to the sole Appellant. Though the Court notice issued to the Appellant is returned unserved, a private notice sought to be effected on the Appellant was returned unserved with the remark which suggests that the Appellant has expired. Anyway, the appeal is disposed of as dismissed. Learned Counsel for the Respondent produces on record a photo copy of the remark.

(S.C. GUPTE, J.)