

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

**CIVIL APPLICATION NO. 135 OF 2016
IN
SECOND APPEAL NO. 322 OF 2016**

Sahebsingh Bhimsingh Patil
(since deceased) through Lrs.

....Applicants

V/s.

Shri. Ramchandra Vithoba Karwande
Since dead, through Legal heirs
Smt. Shakuntalabai Ramchandra Karwande
and Ors.

....Respondents

Mr. S.B. Deshmukh i/by. Mr. Rajaram Deshmukh, Advocate for
the Applicants.

None for the Respondents.

Coram :- N.M. Jamdar, J.

Date :- 5 May, 2017.

P.C. :-

. The Learned Counsel for the Applicants, states that, the Civil Application which is taken out for restoration of the Second Appeal will not survive as the parties have compromised

their dispute and places reliance on the orders passed in the execution, proceedings to that effect. None is present on behalf of the Respondent to controvert.

2. In view of the statement made on behalf of the Learned Counsel for the Applicant, on instructions, the Civil Application is disposed off as infructuous.

(N.M. Jamdar, J)