

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

**APPEAL NO.253 OF 2010
IN
NOTICE OF MOTION NO.1547 OF 2008
IN
SUIT NO.1348 OF 2008**

Arun Kishandas Chhabria ... **Appellant**
V/s.
Nirmala Kishandas Chhabria & Ors... **Respondents**

.....
Ms.Shabhana Waghmare with Abhishek Sawant i/b.Mulani & Co.,
Advocate for the Appellant.

Mr.Jahaan Dastoor i/b.M/s.Hariani & Co, Advocate for
Respondent Nos.1 to 4.

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**CORAM : V. M. KANADE &
M.S.SONAK JJ.**

DATED : 13th June 2017.

P.C.

1 The learned counsel appearing on behalf of the
appellant submits that the appeal has become infructuous since
the suit itself has been withdrawn by an order dated 12th August
2016.

2 Appeal, accordingly, is disposed of.

(M.S.SONAK J.)

(V. M. KANADE J.)