

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.

First Appeal No.445/2016

Gopal Keshaorao Gajbhiye

Vs.

Keshaorao s/o Janiramji Bhalavi and others

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's Orders.

Court's or Judge's orders.

Mr. Asghar Hussain, Advocate for applicant.
Ms Monali H. Pathade, Adv. For R.nos. 1 and 2.
Mr.D.N.Kukday, Advocate for R.No.3.

CORAM : N.W.SAMBRE, J.

DATE : APRIL 05, 2017

On April 3, 2017 and on April 4, 2017,
the matter was called out thrice. However, the
learned counsel for appellant remained absent. Even
today also on 2nd call, learned counsel for the
appellant is absent. As such, the matter stands
dismissed for want of prosecution.

CAF No.3348/2016

In view of dismissal of first appeal for
want of prosecution, CA No.3348/2016 for
withdrawal of amount deposited by the appellant
need to be allowed as the contents thereof are
uncontroverted by the appellant.

The applicants to the said application i.e. Respondent nos. 1 and 2 herein are permitted to withdraw an amount of Rs.1,50,000/- deposited in this Court by the appellant by furnishing usual undertaking that in case the application for restoration is moved, the amount if so directed to be withdrawn by this Court, will be redeposited.

The application stands disposed of.

JUDGE

Andurkar..