

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

**APPEAL FROM ORDER NO.406 OF 2017
WITH
CIVIL APPLICATION NO.526 OF 2017
IN
APPEAL FROM ORDER NO.406 OF 2017**

Nagesh Krishnaji Koyalkar ...Appellant
Versus
Laxmibai Krishnaji Koyalkar & Ors. ...Respondents
.....
Mr. J.A. Udaipuri i/b. M/s. Udaipuri and Co. for the Appellant.

CORAM : SMT. ANUJA PRABHUDESSAI, J.

DATED: 3rd APRIL, 2018.

P.C.:-

The learned counsel for the Appellant, under instructions submits that impugned order has subsequently been modified /varied and the said order has not been challenged by any of the parties. He therefore, seeks leave to withdraw the appeal. Leave is granted.

2. The Appeal from order is dismissed as withdrawn.
3. In view of withdrawal of the Appeal from order, the Civil Application No.526 of 2017 does not survive and hence stands disposed of.

(SMT. ANUJA PRABHUDESSAI, J.)