

vks

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

**APPEAL FROM ORDER NO.278 OF 2018
WITH
CIVIL APPLICATION NO.363 OF 2018
IN
APPEAL FROM ORDER NO.278 OF 2018**

Garware Club House ... Appellant.
V/s.
Omprakash Dujodwala (decd)
through legal heirs ... Respondents

Mr. Rahul Nerlekar a/w Ms.Khyati Pandit, i/by Dhru &
Co., for the appellant
Mr. Nikhil Patil i/by Zunjarrao & Co., for respondent
Nos. 1A and 1B.

CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.

DATE : 19th SEPTEMBER, 2018.

P.C. :

1] Learned counsel for appellant fairly concedes that as the Appeal from Order is not tenable, he would to take appropriate proceeding by withdrawing this appeal. Hence, this appeal stands disposed with liberty to take appropriate proceeding.

2] In view of disposal of Appeal, itself pending Civil Application therein no more survives and the same is disposed off accordingly.

[DR.SHALINI PHANSALKAR-JOSHI, J.]