

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

**SECOND APPEAL NO. 313 OF 2018
with
CAS/688/2018 IN SA/313/2018**

Mahadeo Dattu Kesare

..Appellant

v/s.

Ashok Shankar Kesare

..Respondent

Mr. Dilip Shinde for the Appellant
Mr. Tejal Ingale for the Respondent.

**CORAM : SMT. ANUJA PRABHUDESSAI, J.
DATED : 19TH NOVEMBER, 2018.**

P.C.

1. The learned Counsel for the appellant submits that the decree passed by the trial Court has already been executed. Hence, he seeks leave to withdraw the appeal.
2. Leave granted. Appeal is dismissed as withdrawn.
3. In view of withdrawal of the second appeal, Civil Application No.688 of 2018 does not survive and the same is also dismissed.

(ANUJA PRABHUDESSAI, J.)