

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

**APPEAL FROM ORDER (ST.) NO. 26268 OF 2016
WITH
CIVIL APPLICATION (ST.) NO. 26269 OF 2016
IN
APPEAL FROM ORDER (ST.) NO. 26268 OF 2016**

Anand Nilkanth Samant	...	Appellant
V/s.		
Ajay Anand Samant & Ors.	...	Respondents

- None for the Appellant.
- Mr.Ajay Anand Samant, Respondent No.1 in-person is present.
- Ms.Hashmat Khan i/b. Rustamji & Ginwala for Respondent Nos.2 to 4.

CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.

DATE : 24th SEPTEMBER, 2018.

P.C. :

- 1] None present for the Appellant.
- 2] Mr.Ajay Anand Samant, Respondent No.1, appears in person and submits that he has even not being served in respect of this Appeal. Moreover, the trial of the suit is already commenced and that may be the reason the Appellant is not interested in prosecuting with this Appeal.
- 3] In view thereof, the Appeal stands dismissed in default.
- 4] In view of disposal of the Appeal, nothing survives in the Civil Application, hence stands disposed off.

[DR.SHALINI PHANSALKAR-JOSHI, J.]