

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

**SECOND APPEAL NO.453 OF 2004**

(Kamleshkumar s/o Lalitprasad Tiwari and another ..vs. Sakharam s/o Tulshiram Naidekar)

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

Court's or Judge's orders

None for the appellants,  
Shri A.S. Mehadia, Counsel for the respondent.

**CORAM : ROHIT B. DEO, J.**

**DATED : 06-12-2018**

When this appeal was called out for hearing on 19-11-2018, none appeared on behalf of appellant 2. Record reveals that appellant 1 has expired and as regards him the appeal stands abated.

2. This Court passed the following order on 19-11-2018.

*“None appears on behalf of the appellants.*

2. *Subject to payment of costs of Rs.501/- to be deposited with High Court Bar Association, Nagpur, stand over to next week.”*

3. Today the appeal is listed under the caption order matters since the costs have not been paid.

4. Again, none appears on behalf of appellant 2.

5. It is obvious that appellant 2 is not interested in

prosecuting the appeal.

6. The appeal is dismissed for want of prosecution.

7. The registry to note that no application for restoration of the appeal shall be entertained unless accompanied by receipt evidencing deposit of costs of Rs.5,000/- with the High Court Legal Services Sub-Committee, Nagpur.

**JUDGE**

*adgokar*