

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

901 SECOND APPEAL NO.22 OF 2000

BADRINARAYAN SHIVNARAYAN INDANI & OTHERS
VERSUS
VIJAYSINGH BAPUSINGH PARDESHI & OTHERS

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Advocate for Appellants : Mr.V.R.Mundada
Advocate for Respondent nos.1A to 1D :
Mr.Y.B.Bolkar, Advocate holding for
Mr.R.S.Shinde.

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CORAM : V.L.ACHLIYA, J.
DATE : 04.10.2019

PER COURT:

1] Learned counsel for the appellants submits that he has received instructions from the appellants to withdraw the present Appeal in view of the settlement reached between the parties. It is submitted that in view of settlement, the execution petition filed by the decree holder was withdrawn. The photocopy of the compromise *pursis* filed in the execution proceedings tendered taken on record and marked as 'X' for identification.

2] Allowed to withdraw. Appeal is disposed of as withdrawn in view of the settlement between the parties.

3] The appellants are granted liberty to apply for refund of the court fees to the extent as admissible under law.

4] In view of withdrawal of Second Appeal, pending Civil Application does not survive and the same stand disposed of.

[V.L.ACHLIYA]
JUDGE

DDC