

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

930 FIRST APPEAL NO.3017 OF 2016
WITH CA/1618/2001 IN FA/3017/2016

**ABDUL KARIM AKBAR DESHMUKH AND OTHERS
VERSUS
KARIMBEE GULAB AND OTHERS**

.....
Advocate for Appellants : Mr. Balaji S. Shinde h/f. Mr. V P Latange
Advocate for Respondents no.02 & 03 : Mr. A.B. Kale
Respondents no.04 & 06 dead
Appeal abated & dismissed as against respondent no.05
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CORAM : SMT. VIBHA KANKANWADI, J.

DATE : 24TH JULY 2019

ORAL ORDER :

01. Learned Advocate for the appellants submits that in view of the affidavit in reply filed on behalf of respondent no.08 on 11-10-2017, wherein it has been specifically mentioned that the Trust in respect of which the dispute was raised in the first appeal i.e. Jama Masjid Trust, Takalibhan, Taluka Shrirampur, District Ahmednagar, is transferred to Chairman, Maharashtra State Wakf Board, Aurangabad, vide office letter no.1862/2007, dated 28-12-2007, the appeal does not survive.

02. Under such circumstance, the first appeal as well as civil application are disposed of as they do not survive.

**(Smt. Vibha Kankanwadi)
JUDGE**

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