

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

11 FIRST APPEAL NO.1318 OF 2003

GORAKHNATH MAPLANATH SHARMA
VERSUS
SAYYED BASHIR GAFFUR & ORS

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Advocate for Appellant : Mr. L B Palod
Mr. N V Gaware, Adv. For R/1;
Mr. S G Chapalgaonkar, Adv. For R/3.

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CORAM : P.R. BORA, J.
Dated: January 15, 2019

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PER COURT :-

1. When the present matter is taken up for hearing, learned counsel appearing for appellant, submitted that the original claimant viz. Gorakhnath Kalpanath Sharma has expired prior to about two years, but the legal heirs of the deceased appellants have not contacted him and even not responded to his communication.

2. In view of the above, the appeal stands dismissed as abated.

3. The amount, if any, deposited by the deceased appellant, is permitted to be withdrawn by Respondent No.1.

(P.R. BORA, J.)

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BDV