

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

***SECOND APPEAL NO.396 OF 2011
WITH
CIVIL APPLICATION NO.1264 OF 2011***

Shri Latif Yakub Sayyad ... Appellant
Vs
Ikbāl Adbulganj Daddikar ... Respondent
...

None present.

***CORAM : SANDEEP K. SHINDE J.
DATE : 27 FEBRUARY, 2019***

P.C. :

Perused the order dated 17th October, 2012 vide which Second Appeal was dismissed for default. However, restored to the file on 3rd February, 2017 whereby delay of 4 years and 30 days was condoned. Thereafter, none appeared for the appellant on 24th September, 2018 and on 3rd October, 2018. It was adjourned at the request of the appellant on 23rd October, 2018 and even thereafter on 26th November, 2018, none appeared for the appellant. It shows

that the appellant is not interested in prosecuting this appeal. Appeal is, therefore, dismissed with cost. Civil application is also disposed of.

(SANDEEP K. SHINDE, J.)