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

**APPEAL FROM ORDER (ST) NO.16388 OF 2018
WITH
CIVIL APPLICATION (ST) NO.16389 OF 2018**

Vijay Kishanlal Agarwal ... Appellant.
V/s.

Joseph D'Carmo (decd)
Through Raymond Joseph D'Carmo ... Respondents

Mr.Ajay A. Joshi, for the appellant.
Mr. Surel Shah, for respondent

CORAM : DR.SHALINI PHANSALKAR-JOSHI, J.

DATE : 22nd JANUARY, 2019.

P.C. :

1] It is submitted by learned counsel for the respondent, on instructions, that in the reply filed to the Application at Exh.5 in paragraph No.5, specific statement is made by these respondents that they are not intending to dispose of the suit property. The said statement to continue till the decision of the Appeal before the District Court. Statement is accepted.

2] In view thereof, Appeal Stands disposed off.

3] In view of disposal of Appeal, pending Civil Application therein stands disposed off.

[DR.SHALINI PHANSALKAR-JOSHI, J.]